Board of Works

Resolutions/Minutes

January through March

2004

2004
Minutes
#91

BOARD OF STORMWATER MANAGEMENT MINUTES
JANUARY 7, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:30 A.M.

GREG MESZAROS, CHAIRMAN
JOHN SUAREZ, MEMBER
DENISE PORTER-ROSS, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, John Suarez, and Justin Brugger. Greg Meszaros - Director of Public Works and Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. John Perlich – Public Information Officer. Larry Campbell – Fleet Manager. Mark Gensic, Nathan Baggett, Kent Halloran, Bill Maxwell, and Mike Thornson – Planning and Design Services. Dan Smith – Engineering Support Services. Jack Suter – Development Services. David Ross – City Engineer.

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1. Approval of Board of Stormwater Management Minutes of December 17, 2003.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of Board of Stormwater Management Minutes of December 31, 2003.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

3. Approval of agreement between the City of Fort Wayne and Woolpert, LLP, to provide professional services for design and construction engineering services on the Sunnybrook Acres 1st and 2nd Addition Stormwater System Improvements.

   Mike Thornson: What you have before you is Amendment #1 to an existing agreement with Woolpert, LLP. In this project, they were designing a storm sewer and stormwater improvements in Sunnybrook Acres off of Rothman Road, just east of Saint Joe Road. During the course of doing that work, we became aware of a sanitary sewer that runs right directly beneath a residence, alongside the storm sewer we are putting in. So, for $3,710.00, they can do the design work to have that sanitary sewer relocated to the property line in conjunction with this project, that is approximately 250' of sanitary sewer relocation.

   Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

4. Old Business.

5. New Business.

   Approval of Change Order #1 – Final, received from Everett Drainage and Excavating for Construction Contract #1551-03, *Vance Avenue – Reed Road Storm Drainage Improvement*, decreasing the original contract price of $39,628.75 by $491.93. Including this change order, the new contract price will be $39,136.82.

   Denise Porter-Ross moved approval. Motion carried. Contract price decreased.

Meeting adjourned at 9:31 a.m.

Greg Meszaros, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
JANUARY 7, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, John Suarez, and Justin Brugger. Greg Meszaros - Director of Public Works and Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. John Perlich – Public Information Officer. Larry Campbell – Fleet Manager. Molly McCray – City Council Research Assistant. Mark Gensic, Nathan Baggett, Kent Halloran, Bill Maxwell, and Mike Thornson – Planning and Design Services. Dan Smith – Engineering Support Services. Jack Suter – Development Services. David Ross – City Engineer.

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1. Approval of Board of Public Works Minutes of December 31, 2003.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. IMPROVEMENT RESOLUTION #1647-03: Lake Forest Pumps and Controls.

   Kent Halloran: This project is in the Lake Forest Subdivision, immediately adjacent to Yale Park. This is an existing lift station that is 20 years old and has been difficult with maintenance, in particular with electrical maintenance. There have been some problems with the electrical controls. In addition, this lift station is located in an area that has frequent power outages. The proposed resolution before you is to improve the lift station by installing new electrical motor control centers and new electrical controls. In addition, we are going to relocate a generator that the City already owns that is located at an abandoned lift station. We are going to move it to this lift station to provide power in the event of power outages; and we are also going to install new pumps and valving in the dry pit itself.

   Denise Porter-Ross: This was a budgeted item – so we were expecting to do this.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

3. AWARD: Northwest Pump Station #2 and Water Mains Phase II to Robert E. Crosby, Inc., in the amount of $581,000.00. Prior Approval has been requested.

   John Suarez moved approval. Motion carried. Notice of Award to be sent.

4. Approval of Change Order #1 – Final, received from Reynolds Inliner, LLC, for Construction Contract #679-02, *Northeast Area CIPP 2002*, decreasing the original contract price of $376,429.75 by $42,123.75. Including this change order, the new contract price will be $334,306.00.

   Dan Smith: The majority of this is all just work allowance that we needed to use.

   John Suarez: Is this completed?

   Dan Smith: Yes.

   Denise Porter-Ross moved approval. Motion carried. Contract price decreased.

5. Approval of Change Order #1 – Final, received from Everett Drainage and Excavating for Construction Contract #1551-03, *Vance Avenue – Reed Road Storm Drainage Improvement*, decreasing the original contract price of $39,628.75 by $491.93. Including this change order, the new contract price will be $39,136.82.

Dan Smith: This is just final adjustment quantities.

Denise Porter-Ross: And this one is completed too?

Dan Smith: Yes.

Denise Porter-Ross moved approval. Motion carried. Contract price decreased.

6. Approval of Change Order #2 – Final, received from Crosby Excavating for Construction Contract #1566-03, *Effie Drive Sanitary Sewer*, increasing the original contract price of $98,831.50 by $3,883.50. Including this change order, the new contract price will be $111,255.67.

Dan Smith: On this one, we had to do an additional swale so we can keep some water out of people's front-yards and make it look a little bit nicer.

John Suarez moved approval. Motion carried. Contract price increased.

7. Approval of recommendation from Transportation Engineering Services to accept the work performed by Triscape, Inc., for Resolution #90-312-27, *4415 Old Mill Road Emergency Repair,* as an integral part of the City's transportation system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

8. Approval of recommendation from Street Light Engineering to accept the work performed by the Robert Henry Corporation for Construction Contract #286-03, *Lima Road – Coliseum Boulevard to Ley Road*, as an integral part of the City's street lighting system.

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

9. Approval of recommendation from Street Light Engineering to accept the work performed by Lights and Signals, Inc., for Construction Contract #289-03, *Crescent Avenue – Coliseum Boulevard to Hobson Road*, as an integral part of the City's street lighting system.

Denise Porter-Ross moved approval. Acceptance Letter to be sent.

10. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing, Inc., for Sanitary Sewer Contract #2003-S-17, *Brickshire Village Section I*, as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

11. Approval of recommendation from Engineering Support Services to accept the work performed by Richland, LLC, for Sanitary Sewer Contract #2003-S-32, *Winchester Road – South of Dunkelberg*, as an integral part of the City's sanitary sewer system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

12. Approval of recommendation from Engineering Support Services to accept the work performed by Bunn, Inc., for Water Contract #2002-W-17, *Vicksburg Pike Water Main Extension*, as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

13. Approval of agreement between the City of Fort Wayne and Misner & Associates to provide professional services for the appraisal of improvements to Indianapolis Road from Ferguson Road to Airport Expressway. Proposed services include the appraisal of three parcels using short form in a time frame of 45 days. Compensation for services provided shall not exceed $5,500.00 funded through the CEDIT Bond Account. City Engineering recommends approval.

David Ross: This project is the actual extension of the Ardmore Avenue project. It is the roadway going into the airport. This project is to smooth-out a curb and rehab the existing roadway to accept commercial traffic, and also, to add landscaping to beautify the entrance into the airport. We have three properties that are going to be changed on this project. One is the existing roadway; and that will be appraised. The second is property owned by the Airport Authority that will be trading the existing roadway for a portion of the new property we need to reconstruct the curb. The third property is the corner of an existing building out there we need to purchase to start the reconstruction of the new curb. This is a Community and Economic Development initiated project and is being funded through the infrastructure bond that we are sharing with C&ED.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

14. Approval of Encroachment Agreement between the City of Fort Wayne and Emerald Pointe, LLC.

Jack Suter: Emerald Pointe Developers are proposing an apartment project near the intersection of Auburn Road and Cook Road in the northeastern part of town. During the plan review, we discovered that several patios in the rear of the apartments would extend just a bit into a utility easement. So, we have suggested that they should have an encroachment agreement for us, which acknowledges the fact that in the event we go in there, we are held harmless for any damages and may tear-up the patios if we need to do that. This is a license from the Board acknowledging that agreement.

David Ross: Is this the encroachment agreement on the sign?

Jack Suter: No. It's a water main easement.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

15. Approval of Amendments 6 and 7 to the Fleet Maintenance Services Contract between the City of Fort Wayne and First Transit, Inc., d/b/a First Vehicle Services.

Larry Campbell: In this amendment, there are several items that we redid. The first amendment is the lighting went to First Vehicle; and they will be doing the lighting for it. It's a savings of the transportation back and forth, when we are in emergency situations that the shop is there to work on them. Also, it's a savings of about $20.00/hr to the City of Fort Wayne for when they are working on the lighting. That's Amendments One and Two, and Three goes along with that. Item Four is a savings to the City. It's a double-charge to the City. When we have an emergency (snow emergency, flood emergency), when they bring in the mechanics or any technicians to open the shop, it costs us, besides paying the mechanics; they have to pay $42.75 on top of their wages per hour. So, that went away and is a savings of about $20,000.00 per year. Item #5 originally stated 50/50. We negotiated and went 60/40 to get them to agree to that. Again, that is another savings of about $30,000.00...for the year. The other part of it explains how the contract will be awarded after this. Item Seven; they wanted a 3.5% increase, and they agreed upon a 1.5% increase for this year, which came out to about $30,000 instead of $68,000.00. Item Eight to Amendment Six had to do with the auction (when the City had their own auction and sold the equipment). This year, we did it a different way and it came back as a big savings. It was a lot less hassle to the City to dispose of equipment.

Bob Kennedy: Larry, what was the actual increase in revenue that came back to the City from instead of holding our own auction, letting...

Larry Campbell: In the savings to the City by doing it this way, we increased it by about $72,000.00 is what the increase of us selling the auction compared to what it was before. That was just of the vehicles that we disposed of. That did not include desks and stuff like that. An example is a backhoe. They might have brought $5,000.00 at the City auction. They were bringing $17,500.00 to $18,000.00 at the equipment auction that we had the people to do that for us. It cost the City $200.00 for them to sell that piece of equipment for us. In Item Nine, it is just getting the shop to start its summer hours

for the Street Department, Water Pollution, Water Maintenance, and those departments so that the shop will be open during their work hours. We had to be able to show in our program an hourly rate of what it costs per hour to work on a vehicle, whereas we weren't allowed to see that before. We might have piece of equipment that is costing us not a lot of parts, but a lot of labor hours, and we have not way of looking at that unless you are visually out there. This way, we can see what kind of labor hours are (allocated) to that piece of equipment to help track whether it is not cost-feasible to have that piece of equipment, or to trade that piece of equipment. This will change our lifecycle cost points and how it is set-up right now, but we can go back and adjust that so it will not affect how we use the same point system throughout this.

Amendment Seven allows them to use the City of Fort Wayne's facility to work on other government vehicles, but it still ensures the City of Fort Wayne is first on all this. They still have to do their performance. If they do not meet their standards or meet their performance, then the City gets money back from them on that contract, but they have to meet their standards; and the City of Fort Wayne always comes first.

Bob Kennedy: Explain to the Board the average turnaround time.

Larry Campbell: They have a 24 hour period on small stuff and a 48 hour period under specialty equipment. They have to be able to hit all of these times. If they do not hit those labor rates or those times, the City does not have to pay for that particular piece of item.

Bob Kennedy: What percent are they at in achieving turnaround time?

Larry Campbell: Now they are at an average of 98 percent for the year. Before this contractor took over, there were police vehicles sitting there for a week to two weeks before they were being worked on; and that was just for an oil change. It was the same way with some other major items. They work hard to hit their goals of turnaround time. Their turnaround time, right now, during snow, yesterday they had 17 street trucks through there for changing blades, lighting, etc. That was just for trucks. It didn't include any of the cars or anything else like that that went through that shop yesterday.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

16. Approval of write-off of City Utilities' delinquent accounts for the month of October 2003 in the amount of $29,839.83.

    John Suarez moved approval. Motion carried. Claims to be sent to Utility Accounting.

17. Approval of Barrett Law Claims in the amount of $301,834.56 for the week of January 7, 2004.

    Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

18. Approval of General Accounting Claims in the amount of $9,317,706.56 for the week of January 7, 2004.

    John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

19. Old Business.

    i. Approval of recommendation from Transportation Engineering Services to accept the work performed by Widner Paving for 6968-03, *Temple Drive*, as an integral part of the City's transportation system.

        John Suarez: I know we have had problems with this contractor before, as far as the quality of work. Is this work satisfactory?

        Mario Trevino: Absolutely. Actually, this particular project was pretty straightforward. The grade on the street was dictated by the limits and the elevation of the curb on both sides. Problems that existed in the past with this particular contractor was the work that he would do in regard to constructing curbramps, which is a little more complicated because you have several elevations to work with. He did a very good quality of work on this particular project.

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

20. New Business.

Greg Meszaros: Mike Thornson noted that Item #5 on this agenda should have been a Stormwater Item, so we should probably reverse double-approve that on the Stormwater Agenda.

Meeting adjourned at 9:29 a.m.

Robert P. Kennedy, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
JANUARY 14, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, and Justin Brugger. Chuck Bailey and Carl Wilson – Contract Compliance. Jack Suter – Development Services. Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. Bill Simmons – Water Maintenance. Ken Nicolet – Public Works Administration. David Ross – City Engineer. Kristine Degabriele – Associate City Attorney. John Perlich – Public Information Officer. Not Present: John Suarez.

1. Approval of Board of Public Works Minutes of January 7, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. Receive Bids: Improvement Resolution 04-01, *Restoration of Water Maintenance Utility Cuts*.

Bidder	Bid Amount
Asphalt Maintenance	No Bid
Hipskind Concrete	$240,282.25
Key Concrete	No Bid
Robbco, Inc.	**$236,973.70**
Engineer's Estimate	$274,209.27

   Engineering Support Services to tabulate and report.

3. Receive Bids: Improvement Resolution 04-02, *Restoration of Water Maintenance Utility Cuts*.

Bidder	Bid Amount
Asphalt Maintenance	No Bid
Hipskind Concrete	No Bid
Key Concrete	No Bid
Robbco, Inc.	**$260,739.76**
Engineer's Estimate	$295,804.26

   Engineering Support Services to tabulate and report.

4. Receive Bids: Improvement Resolution 04-03, *Restoration of Water Pollution Control Maintenance Utility Cuts*.

Bidder	Bid Amount
Asphalt Maintenance	No Bid
Hipskind Concrete	No Bid
Key Concrete	No Bid
Robbco, Inc.	**$78,667.00**
Engineer's Estimate	$72,377.18

   Engineering Support Services to tabulate and report.

5. Improvement Resolution 6974-04, *Danbury Drive: Imperial Plaza Drive to Westminster Drive*.

   Mario Trevino: The project limits begin at Imperial Plaza Drive and travel north to Westminster Drive. The scope of work involves reconstructing concrete pavement, curb ramps, affected drives, underdrains, and restoration. The bid opening date is February 4 and the contract completion date is set for July 15.

   Denise Porter-Ross: This was requested by the neighborhood through the Councilperson?

   Mario Trevino: The way that this project came about was a complaint to the Street Department about how bad the concrete pavement was. The project was resurrected in 2002; and at that time, it was in the Second District. Councilman Schmidt, at that time, did not want to select the project, although we had lots of design hours on the project. It was then resurrected by Councilman Smith in the First District.

   Bob Kennedy: The pavement management score there is negative...

   Mario Trevino: ...Oh yes. Very bad.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

6. Improvement Resolution 1601-04, *Anthony Wayne, South Walton Acre, and Mount Vernon Park Additions – Water Main Replacement*.

Matthew Wirtz: The total project is about 21,200 LF of six and eight-inch water main that we are going to place in all residential areas. The purpose is because of water main breaks. It is a chronic water main break area. And also, South Walton has some rusty water issues that we are going to clean up. This project is a big part of our goal for main replacement. We have a 30,000 LF per year main replacement goal. This will be two-thirds of that. It actually includes the Mount Vernon...I don't know if the Board remembers, we bid last year and the contractor defaulted, so this project is re-bidding that section as well.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

7. Approval of Change Order #1 – Final, received from All Star Construction for Construction Contract #1099-02, *Bowser, Calhoun, and Kenwood Water Main Replacement*, increasing the original contract price of $259,949.60 by $105,215.25. Including this change order, the new contract price will be $365,164.85.

Ron Sheppard: Obviously, this is a rather large change order. This was our third directional drilling project. Fortunately and unfortunately, we learned a lot of what we've changed now as far as how we bid a directional project. One of the things we did learn is that we need to televise and iron out every single sewer tap that we have in the area that we are going to do directional drilling. In this project, we hit a sewer that we did not know was there. It was not mapped on our sewer maps; and in fact, our sewer maintenance folks didn't even know it was there. Every other house on that block was tied into the back, and in this one house we ended up having to spend quite a bit of money pumping out the boring gel from the sewer tap for the individual. We had to overlay with an inch and a half of surface at Bowser and Kenwood. When we got out there, we found that the existing asphalt was in such poor condition that we didn't believe that an inch and a half would stand up to even local traffic. We consulted Transportation Engineering and they agreed. Also, there was almost no curb existing on the sides. Unfortunately, for the Utility, when we ask for quotes on street projects, we don't always get the best prices. In this case, the milling quantities amounted to about $34,000. We milled three to five inches on these streets to come down to a good subbase so that we had something good to put back on. In doing that, we overran our wedge and level quantities to bring it back up and then we put the surface back on. Both streets look good. When we were in the Calhoun area, the pipe we were running into... we had an additional about $11,000 just to find a good pipe to hook up to. We added a few more valves to isolate the area. But as you can see, the existing pipe wore all the way through. To tie into that, we had to search for quite a while to find some good pipe. So that also added to our cost. This was a learning experience. Some of the things we have changed is that we include all the testing and disinfection as part of the bid price instead of asking for it later. Originally, we thought Water Maintenance could do this. We bid enough that we got ahead of Water Maintenance for them to catch up to us on that. Now, we are having the contractors bid that so it is all included up front. We have to add additional temporary hydrants to be able to move enough water to get these mains flushed out.

Bob Kennedy: Do you coordinate with Transportation Engineering now?

Ron Sheppard: Normally we do. On this particular project, I'm not sure where we dropped the ball. But we dropped the ball on this one as far as the condition of the road, how much we had to mill off, and how much was going to be left when we got done. One of the things we are trying not to do is add any additional asphalting. We are going to try to leave that to the professionals, because they get much better pricing. This is about our 12th directional boring project. Unfortunately, we are running about seven percent on our change orders for all of those particular projects. That amounts to almost two million dollars worth of work. If we can magically take this one project out, we'd be back around 2.25%, but we obviously can't do that.

Bob Kennedy: What are some of the benefits of the directional...

Ron Sheppard: ...obviously, we have a lot less restoration costs as far as if we would have to go down a sidewalk, then obviously, everybody's sidewalk on that side would be ripped out. We would also have to do at least one or two segments on the opposite side and then it would all be patchwork where we connect on the far side for the long service taps. So, we would either have to the other side completely, or you would have just a patchwork of new concrete sidewalk. Or, if we were able to put it in between the sidewalk and curb in that area...we may be able to do that. We aren't always able to with the trees and everything else where the services are. That always becomes a problem, especially in the older areas where we have maple trees and other trees that have grown inside the curb boxes. I know of a couple of cases where my staff can't even turn the hydrant because the trees have grown up around them.

Bob Kennedy: This is in part due to the learning curve of using new technology with less disruption.

Ron Sheppard: Obviously, any time we don't have to tear up the entire block, it is better for everybody involved. Just doing a couple of grass strips is a lot easier to restore than an entire sidewalk block.

Greg Meszaros: I think with this job, even though we paid a lot more, we did a lot more. We had not anticipated milling, the street is significantly better structurally, the curbs are better.

Ron Sheppard: Yes. In fact, part of Bowser is on this year's project list to mill and resurface. Obviously, the street needed it, but we just went a little bit beyond what we had expected to do.

Denise Porter-Ross: Same situation with Kenwood. It was a challenge to communicate with the residents because of some of the other things that were going on. I think you came through it remarkably and the citizens seem to be satisfied now that the work has been completed.

Denise Porter-Ross moved approval. Motion carried. Contract price increased.

8. Approval of Change Order #1 – Final, received from Miller Pipeline for Construction Contract #1530-03, *Waynedale Water Main Replacement*, increasing the original contract price of $580,956.50 by $10,681.90. Including this change order, the new contract price will be $591,638.40.

Ron Sheppard: This project was a little bit of a challenge this summer, because it was going on in the middle of the flood. We ran into a few difficulties, but Ray worked through it with Miller Pipeline and considering all the work going on in the neighborhood, we came out pretty good on this one. We had some extra services that we had to push up a couple alleys that we didn't know were there. This came out a lot better than I was expecting. This was the largest project we have bid to date – about 13,000 ft.

Greg Meszaros: This is the largest water main project we have ever bid with some of the lowest costs we have ever received. The original bid was $43 per foot. Even with this change order, we are probably still in the $45 or $46 range. A one or two percent change order – perfect project. Couldn't have gone much better. Very pleased.

Denise Porter-Ross: I understand there are still some paperwork concerns with Miller.

Ron Sheppard: We are working with Miller. The person in charge of that has retired from the company, but Ray is in contract with some upper echelon people in that company and we are trying to get that all worked out with Contract Compliance. Obviously, we need to get that worked out. We brought this up when we originally awarded this project and did good for the first three months and then we didn't do too good with the company.
Denise Porter-Ross: Contract Compliance, do we feel that we have got a handle on their paperwork concerns?

Greg Meszaros: This isn't the acceptance; this is just the change order.

Denise Porter-Ross moved approval. Motion carried. Contract price increased.

9. Approval of recommendation from Transportation Engineering Services to accept the work performed by Brooks Construction Company, Inc., for Construction Contract #6889-02, *Ewing Street Phase II: Jefferson Boulevard to Main Street*, as an integral part of the City's transportation system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

10. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #6970-03, *Miscellaneous Construction Package 5-C-03*, as an integral part of the City's transportation system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

11. Approval of Authorization for Full Release of Escrow received from Robbco, Inc., for Construction Contract #03-02, *Restoration of Water Maintenance Utility Cuts*, in the amount of $29,999.41.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

12. Approval of Sanitary Sewer Contract #2003-S-36, *U.S. Highway 33*, between the City of Fort Wayne and Liberty Construction, Inc., to construct a local sanitary sewer system to serve U.S. Highway 33. This project is privately funded, is in a green zone, and is located outside the City. This contract contains provisions for Waiver of Remonstrance against annexation.

Jack Suter: This is the result of an expansion of US Highway 33. The State has contracted with Liberty Construction Company to do the work, which includes the replacement or addition of a new sanitary sewer line along the west side of US Highway 33 to serve several homes along that area. It is a rather short extension, some 950 feet. Some of the sewer line is within the City and some extends outside. Consequently, the need for Waiver of Remonstrance against annexation.

Denise Porter-Ross moved approval. Motion carried. Sewers to be constructed.

13. Approval of Water Contract #2003-W-20, *Villas at Northbrook Water Main Extension*, between the City of Fort Wayne and Chestnut Group, Inc., to construct water main systems, including all necessary fittings, to serve Villas at Northbrook Onsite.

Jack Suter: The Villas at Northbrook are located on the south side of Dupont Road between Lima and Coldwater Road. This is a villaminium project that will serve 76 units. I will also add that the Utility is participating in this line in as much as there is a 16" water line that goes through the project, which will allow for the further expansion of our system northward.

Denise Porter-Ross moved approval. Motion carried. Water mains to be constructed.

14. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill for inspection services for the Secondary Clarifier Drive Unity and Skimmer Assembly Project and other related on-call services for the Water Pollution Control Plant. Engineering Support Services recommends approval.

Ron Sheppard: We have used CH2M Hill in the past on our Pleasant Avenue project just to do the final review as far as telemetry and the final wiring. We have also used them on the aeration control project. These other projects are going on at the same time we are doing the Headworks Project. There is a lot of coordination needed between that particular contractor and the contractors that are doing these smaller projects around the plant that also need to go on at the same time. We are doing the clarifiers – one through five. We had included in the Headworks Project redoing the clarifiers- six through nine, the newer ones. We have found that having CH2M Hill out there all the time really benefits both projects to keep everything moving. This is a not-to-exceed price of $48,000. I think over the past three years, we have spent about $30,000 on the other projects we have done with them. Our costs are pretty low, because of the Headworks Project going on, but we really need that coordination.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

15. Approval of Professional Services Agreement between the City of Fort Wayne and US Infrastructure Indiana, Inc., for on-call services for plan review and permitting. Compensation for services provided shall not exceed $20,000.00. Development Services recommends approval.

Jack Suter: This item and the next one are for contracts that we enter into each year with local engineering firms for what we described as on-call services. We request these on-call firms to conduct our final review for the local permitting of the sanitary sewer systems that we conduct on behalf of the Indiana Department of Environmental Management. This arrangement has proven very beneficial not only to the Utility, but to the development community by substantially reducing the amount of time that it takes for plans to be approved. Previously, these plans were sent to Indianapolis, and consequently, it took a lot of time. We can now do that locally. Additionally, the on-call firms help us when we are faced with engineering solutions that sometimes our in-house engineering staff doesn't feel it has the expertise to handle. As a consequence, we call on these companies to provide that service for us. Both this contract and the next one have identical provisions, are the same amounts of money, and we would encourage your approval of those.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

16. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC, for on-call services for plan review and permitting. Compensation for services provided shall not exceed $20,000.00. Development Services recommends approval.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

17. Approval of Encroachment License Agreement for Knox's Custom Shop, located at the northwest corner of Oakland Street and Spring Street.

Denise Porter-Ross moved approval. Motion carried. License to be sent to County Recorder.

18. Approval of Resolution #91-10-18 amending Resolution #90-402-39 awarding the damages sustained and assessing the benefits accrued to certain real and personal property and confirming Resolution #89-183-6 of the Board of Public Works appropriating and condemning real and personal property to postpone the remonstrance hearing.

Ted Nitza: The resolution for your consideration would postpone the remonstrance hearing scheduled for later today for the valuation portion of the condemnation of the northern assets of AquaSource. On January 9, the City and AquaSource entered into an agreed order that assured postponing hearings to allow the Circuit Court of Allen County to consider procedural issues related to condemnation. This turn of events was not unexpected. It will also allow for the continued negotiation with Philadelphia Suburban Corporation, the current owner of AquaSource. The resolution also calls for an additional future resolution that would reschedule the remonstrance hearing and again provide reasonable notice to AquaSource of that hearing. I recommend approval of this resolution and I can address and questions or comments.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

19. Approval of Barrett Law Claims in the amount of $94,692.02 for the week of January 14, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

20. Approval of General Accounting Claims in the amount of $3,734,294.23 for the week of January 14, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

21. Old Business.

22. New Business.

i. EMERGENCY RESOLUTION #91-10-22, *3922 Indiana Street*.

Mike Hicks: This Emergency Repair is going to be the first of two. Our maintenance crews have located a collapsed sewer line behind 3922 Indiana Street. In order to get to this, we need to get into an extremely narrow existing brick manhole. We can't even get a man inside this to place a camera to find out what the actual problem is. So, the first repair would be to replace this existing manhole with a new manhole. After we get in and actually see what the problem is, if it is truly

a collapse, we will come back with another emergency repair and approach it that way. It happens to be a very deep manhole. It's about 20 feet deep, so it is just too narrow and a safety hazard to get somebody in there.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

Meeting adjourned at 9:40 a.m.

Robert P. Kennedy, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
JANUARY 21, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, John Suarez, and Justin Brugger. Carl Wilson – Contract Compliance. Jack Suter – Development Services. Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. Bill Simmons – Water Maintenance. Ken Nicolet – Public Works Administration. David Ross – City Engineer. John Perlich – Public Information Officer.

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1. Approval of Board of Public Works Minutes of January 14, 2004.
   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. RECEIVE BIDS: Improvement Resolution 1619-03, *Fluoride Feed System Modifications*.

BIDDER	BID AMOUNT
Bowen Engineering, Inc.	-
Industrial Piping and Engineering	**55,244.00**
Maddox Industrial Contractors	59,000.00
Robert E. Crosby	59,000.00
Engineer's Estimate	40,000.00

   Engineering Support Services to tabulate and report.

3. AWARD: Improvement Resolution 04-01, *Restoration of Water Maintenance Utility Cuts*, to Robbco, Inc., in the amount of $236,973.70. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried. Award Letter to be sent.

4. AWARD: Improvement Resolution 04-02, *Restoration of Water Maintenance Utility Cuts*, to Robbco, Inc., in the amount of $260,739.76. Contract Compliance concurs with this award.

   Denise Porter-Ross moved approval. Motion carried. Award Letter to be sent.

5. AWARD: Improvement Resolution 04-03, *Restoration of Water Pollution Control Maintenance Utility Cuts*, to Robbco, Inc., in the amount of $78,667.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried. Award Letter to be sent.

6. Approval of Escrow Agreement between the City of Fort Wayne and Land Construction for Construction Contract #1584-03, *Evard Road Relief Sewer*, in the amount of $27,141.50.

   Denise Porter-Ross moved approval. Motion carried. Agreement to be sent to Escrow Agent.

7. Approval of Change Order #1 – Final received from Robbco, Inc., for Construction Contract #03-04, *Restoration of Water Maintenance Utility Cuts*, decreasing the original contract price of $181,601.30 by $6,576.81. Including this change order, the new contract price will be $175,024.49.

   Bill Simmons: In all three contracts last year, we restored 2,421 cuts, which is an exceptional amount of cuts. Our contractor did very well.

   John Suarez moved approval. Motion carried. Contract price decreased.

8. Approval of Change Order #1 – Final received from Robbco, Inc., for Construction Contract #03-03, *Restoration of Water Pollution Control Maintenance Utility Cuts*, decreasing the original contract price of $71,269.30 by $44,573.21. Including this change order, the new contract price will be $26,696.09.

Denise Porter-Ross moved approval. Motion carried. Contract price decreased.

9. Approval of Change Order #4 received from Wayne Asphalt and Construction Company, Inc., for Construction Contract #6907-03, *Paulding Road – Lafayette to Anthony Boulevard*, increasing the original contract price of $887,161.78 by $5,394.99. Including this change order, the new contract price will be $904,131.92.

David Ross: This is an ongoing project. The change order addresses a couple of issues before they close down the winter operations. A couple of the items are mailboxes and adjusting water valves. The two major ones though are the costs to relocate the street lighting bases along the roadway. Originally in the plans, it looked like we were going to miss the street lighting. But as they actually excavated down, they found that the foundations of the streetlights were into the curb area. Therefore, rather than have a curb that moved in and out to avoid the streetlight bases, we relocated the bases and they did have some down time to relocate their operations. We did add an additional six days onto the project construction time for the downtime for the relocation of the street lighting. I know that they are still actively working on this project and they plan to actually finish it in the springtime with a surface coat and the pavement markings.

Denise Porter-Ross: That's the question that the citizens are asking. So, it's drivable to a certain degree, but it's not complete. That's correct. We require the contractor to make the roadway safe and open to traffic before the winter conditions. He's done that. There are wedges at the castings to allow for the snowplowing and driving it without hitting a sharp one and a half inch edge. So it is drivable. I used it quite a bit myself – right now.

Denise Porter-Ross: So, when we are saying Spring – when citizens are calling, are we safe saying April, May, (or) October?

David Ross: Whenever the weather breaks. February 2nd we will check with the groundhog.

Denise Porter-Ross moved approval. Motion carried. Contract price and completion date increased.

10. Approval of Change Order #6 – Final received from Primco, Inc., for Construction Contract #6936-03, *Pontiac Street and Wayne Trace Intersections,* increasing the original contract price of $1,258,961.22 by $140,126.15. Including this change order, the new contract price will be $1,540,821.79.

David Ross: This is the big one. This project is substantially complete. The contractor still does have a little bit of topsoil and sodding to do yet in the roundabout centers. The previous change orders were for additional work that we encountered during the project, such as changing the pavement from asphalt to concrete, addressing some of the sanitary sewer issues and storm drainage issues. This change order is to wrap-up the project and balance some of the bids items with what was constructed in the field. There was a decrease in the bid items of $75,047.50. There was an increase in the bid items in the amount of $215,173.65. Now, going through an analysis on this, this represents about $102,290 in unforeseen expenditures. When I say unforeseen, as we actually started excavating and doing the utility work, we uncovered a lot of sewer lines that people did not have information that they existed under the subgrade. We removed a lot of those items. We had a bid item in there for pipe removal and we used that item plus the item to backfill the trenches with the pipes that were removed in the manholes; and also, the backfill for a gas main that was relocated in the project site. The relocated the pipe, but rather than putting spoil back in the trench, we went back with our contractor and put in gravel to stabilize the trenches. The additional unforeseen item was getting towards the end of the project in November and December. We had very wet months and the subgrade was very wet and was rutting when they brought construction trucks in. So one of the bigger costs was to actually remove the wet soils and bring in aggregate to stabilize the subgrade so that then we could continue with the cement concrete pavement. We added to the project in a scope of work by doing additional work on Edsall Avenue and we removed Felician Street. It was a small cut through street that the neighborhoods complained about traffic using it to avoid the intersections, and cleaned it up and added topsoil and additional sodding, and seeding to make it a lawn area look. The remaining items were $73,515, which balanced with the decreases from the other one. So, the major increase in the cost was the unforeseen and the additional scope of work. Now I also calculated that overall, the change orders on this project amounted to be 22 percent of the original contract bid. I feel good that we addressed some of the major problems out there. Not only does it drive well and looks nice, but we spent a lot of time with the underground section to address the number one major issue in that area, and that was the drainage. I feel very good about this project. That's kind of the bad news – the 22% increase to complete the project. The good news is, after I saw this final change order, I went back and looked at the original study. In the original study, you will see in the back on the alternate that we selected, the roundabout out of six other alternates... We estimated at that time

that the roundabouts would cost $2 million, and that would be with a 25% contingency factor. That contingency factor was about $200,000. So, if you compare what was actually constructed with the original study, it brings it in at $160,000 and we are still within that range. So, I believe this project, while there was an increase in the change orders, it still stayed within the scope that we originally intended.

Denise Porter-Ross: I understand we are talking with the councilperson and the neighborhoods about sidewalks. Is that going to be in this area of Wayne Trace or is that going to be further down on Wayne Trace.

David Ross: That's in the second phase with the Southeast Industrial Corridor. That will be when we address Wayne Trace from Oxford up to McKee Street, where the roundabouts ended.

Denise Porter-Ross: So, as far as we have been told, the council rep and the neighborhoods are satisfied with the sidewalks and the configuration of the roundabouts.

David Ross: As far as I understand....

Denise Porter-Ross: ...it was just some minor restoration...

David Ross: ...correct, correct, ...I know that people that drive it say that it is a much better operation. I haven't talked to anyone who has actually used the pedestrian walkways. It's winter right now, so it's not being used as much as it would be in the summer.

John Suarez moved approval. Motion carried. Contract price increased.

11. Approval of Professional Services Agreements (2) between the City of Fort Wayne and Crowe Chizek for general consulting services related to the municipal water and sewage works, respectively.

Greg Meszaros: This is an annual contract with Crowe Chizek. They perform our financial and various consulting with rates and cost of service issues. This is a budgeted expense for our sewer and water utilities and we have been using Crowe Chizek for many, many years now for this type of service.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

12. Approval of Supplemental Agreement No. 1 between the City of Fort Wayne and Bonar Group to provide professional construction management services for improvements to the State Boulevard and Wells Street Intersection. This agreement includes additional services for the changes approved during the construction of the improvement project. Compensation for services performed shall be a fee not-to-exceed $3,260.85, funded by 80% Federal Aid ($2,608.68) and 20% CEDIT ($652.17).

David Ross: This was completed back in the spring. They are finishing the final records on this project. It is a Federal Aid project, so it is a little more extensive in the record keeping and closing out a project than say, one of our local projects. Because of the carryover from the fall to the spring, there was additional time that construction management spent maintaining records and taking care of the site. It is a small amount of the $3,000.00, but this supplemental agreement is in the Federal Aid form, so that we can then submit it and then have the additional costs considered for reimbursement. This is still within the limits allowed by INDOT. Services came in at less than 15% of the actual construction cost.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

13. Approval of Supplemental Agreement No. 2 between the City of Fort Wayne and Bonar Group for the Phase I and Phase II Environmental Assessment of the St. Joe Center Road Right-of-Way Engineering Project, an increase of $9,005.00. Total compensation for services performed shall not exceed $124,911.00.

David Ross: This is developing quite well. This location is the property abutting the Parker Cemetery. We hope to use this property in the relocation of gravesites. We did an environmental assessment on the project early and the first phase indicated there had been a service station in the neighborhood close to this property. When you get a report like that, you automatically go into a Phase II, which is the soil sampling; and turning into a lab for test results to see if there is any product in there that might be a problem in the relocations or the construction. We have done some earlier tests before just to investigate the soils. It is mostly fill in that area that they brought in during the construction of

St. Joe Road. We are confident that the Phase II is going to come back clean, and that site will be available to us then to offer with the Parker Cemetery.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

14. Approval of Sanitary Sewer Contract #2003-S-14, *Sutters Cove – Amended*, between the City of Fort Wayne and Paragon Land Development, LLC, to construct a local sanitary sewer system to serve Sutters Cove. This project is privately funded, located inside the City, and is in a green zone.

Jack Suter: This is an amendment to an existing contract subsequent to the approval of the contract last year. It was learned that the developer had omitted about 1.35 acres of real estate, which was adjacent to the subdivision as well as 360 feet of sewer line to serve that. Rather than write a new contract to include all that, we suggest that we amend this existing contract.

John Suarez moved approval. Motion carried. Sewers to be constructed.

15. Approval of Barrett Law Claims in the amount of $24,482.47 for the week of January 21, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

16. Approval of General Accounting Claims in the amount of $9,197,871.37 for the week of January 21, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

17. Old Business.

18. New Business.

Meeting adjourned at 9:25 a.m.

Robert P. Kennedy, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JANUARY 21, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:26 A.M.

GREG MESZAROS, CHAIRMAN
JOHN SUAREZ, MEMBER
DENISE PORTER-ROSS, MEMBER
JUSTIN BRUGGER, CLERK

Present: Greg Meszaros, Denise Porter-Ross, and John Suarez. Bob Kennedy – Associate Director of Public Works and Utilities. Mark Gensic – Planning and Design Services. Ron Sheppard – Engineering Support Services. Jack Suter and Nancy Townsend – Development Services. Carl Wilson - Contract Compliance. David Ross – City Engineer. John Perlich – Public Information Officer.

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1. Approval of Board of Stormwater Management Minutes of January 7, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of Professional Services Agreement between the City of Fort Wayne and US Infrastructure – Indiana, Inc., to provide survey and drafting services for small-scale neighborhood drainage problem areas. Compensation for services performed shall not exceed $80,000.00.

   Nancy Townsend: This is an agreement between the City and US Infrastructure to provide a number of services relating to the resolution of small-scale drainage projects. Services would include surveying, drafting, some engineering, perhaps some construction related services, alternative improvement identification – a variety of those things. We had a similar contract over the last 18 months with another firm that proved to be fairly successful in revolving some of these nagging, long-term, small-scale types of projects that have been around. In reviewing the Requests for Qualifications, we felt that US Infrastructure would be a really good firm to match our needs for this project. We will use the information they provide us (small scale drawings and other technical information) to get quotes or bid out projects to actually complete the projects and resolve the problems. We are proposing this contract be in place until the end of the year and payment will be based on hours actually worked and will not exceed $80,000.00.

   Greg Meszaros: Last year we had an effective spot drainage program. These are the projects that we do quick quotes on and we are able to mobilize quickly if there is existing infrastructure there or a project that doesn't need easements or complicated design in bidding, that this is a way to kind of quickly mobilize. I think that the neighborhoods react very positively to this. I know we are in the final phases of completing our Stormwater Projects Plan, where we identified a collection of projects, small, medium, and big; please give us a mini-update on how this is coming along and fits into the puzzle.

   Nancy Townsend: There is a working group made up of people from transportation, City Utilities, the maintenance departments, engineering departments, a number of people, where we identified 130 areas that had long standing drainage complaints. We prioritized each of those areas and then we had planning reports, collected some elevation data, and completed planning reports on 31 of those, which specifically identified alternatives to address those problems. We have 130 projects identified and prioritized and 30 of those we have actual, more specific data on that we will be able to launch on relatively quickly. They are actually going to deliver the product next Thursday and we will have those in hand. We will very quickly be able to develop an implementation strategy, pretty much because of all the work we did ahead of time in the prioritization process. Some of the costs may surprise us one way or another, but we will be able to work down through the list, hopefully, fairly quickly. Because of this contract, if it gets approved, you will be seeing me down here fairly frequently (like Greg suggested) throughout the entire year with the improvement resolutions where we get quotes and actually build these things. You'll see the benefit from this contract throughout the year and relatively quickly I think – within the next few weeks.

   Denise Porter-Ross: Will those 130 projects be on the GIS map?

Nancy Townsend: Not yet. They will be. We have a hard copy map, but they are making adjustments to it first.

Greg Meszaros: I think 2004 for stormwater is going to be our best year in terms of project work. We have over six miles of piping, ditch, and swale work that we will be bidding this year. Probably some of our biggest chronic areas – two projects in Royal Oaks are expected to bid this year. If not our best, it will be one of our best years ever in terms of just getting project work done and addressing long-term kind of chronic areas.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

3. Old Business.

4. New Business.

Meeting adjourned at 9:32 a.m.

not present JMB
Greg Meszaros, Chairman

Denise Porter-Ross
Denise Porter-Ross, Member

John Suarez
John Suarez, Member

Justin Brugger
Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
JANUARY 28, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, John Suarez, and Justin Brugger. Carl Wilson – Contract Compliance. Jack Suter and Nancy Townsend – Development Services. Mark Gensic, Nathan Baggett, James Emans, Ted Nitza, and Kent Halloran - Planning and Design Services. Ron Sheppard – Engineering Support Services. Ken Nicolet – Public Works Administration. David Ross – City Engineer. John Perlich – Public Information Officer. Jim Cornell – Water Pollution Control Plant. Valerie Ahr – Deputy Controller. Dan Brenner – Property Manager. John Bomberger – Baker & Daniels.

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1. Approval of Board of Public Works Minutes of January 21, 2004.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

2. RECEIVE BIDS: Improvement Resolution 1647-03, *Lake Forest Pumps and Controls.*

BIDDER	**BID AMOUNT**
Henry P. Thompson Co.	No Bid
Jim Julian Electric	No Bid
Phil Rorick Electric	No Bid
Robert E. Crosby, Inc.	**$109,000.00**
Maddox Industrial Contractors	$113,300.00
Engineer's Estimate	*$95,000.00*

   Engineering Support Services to tabulate and report.

3. AWARD: Improvement Resolution 1619-03, *Fluoride Feed System Modifications*, to Industrial Piping and Engineering in the amount of $55,244.00. Contract Compliance concurs with this award.

   Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

4. IMPROVEMENT RESOLUTION #6980-04, *West Foster Parkway – Harrison Street to Webster Street.*

   Mario Trevino: The scope of work involves curb, drive, and alley reconstruction; and spot walk reconstruction and restoration. The project has a property-owner share of 60%, and the remaining 40% is funded through CEDIT dollars. The initial public hearing is set for February 11, and the completion date is scheduled for July 15.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

5. IMPROVEMENT RESOLUTION #6981-04, *Hillegas Road 150' South of Washington Center Road (East Side) Guardrail Improvement.*

   Mario Trevino: This is a hit-skip scenario that damaged the guardrail. The guardrail was just constructed as part of the Huguenard Road improvement. This project seeks to repair the guardrail by February 20. This is an invitational bid to at least three contractors. The bid opening is set for February 4.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

6. IMPROVEMENT RESOLUTION #1585-04, *Lexington Avenue Area Partial Sewer Separation.*

Mark Gensic: This is part of our continuing efforts to separate storm sewer in the combined sewer area. This is nearly two miles of 12" – 48" storm sewer that goes through the Taylor University area and eventually outlets into the St. Mary's River. We are under continued scrutiny and it is the will of the ratepayers that we continue to separate sewers to avoid basement backups during specific storm events.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

7. IMPROVEMENT RESOLUTION #1653-04, *Plant I Sluice Gates – Three Rivers Filtration Plant.*

Mark Gensic: In our oldest part of the plant, Plant No. 1, we have some sluice gates in the control house that we need to make improvements to. We have to be able to isolate different sections of the plant as we work on it and that is especially important in Plant No. 1. James Emans is one of our engineers at the City and he has been putting together that project. This one is going to be a small project in the dollar amount but big improvement for the flexibility of the plant operation. We are going to take this one through Purchasing, because basically it is just the purchase of a gate and we are going to have the contractor install it. These gates are great big metal slide gates that do down into the concrete channels that let us block off flow from one half of the plant to the other and that is what this project is.

Bob Kennedy: What is the benefit, just of the public's knowledge, of doing this project.

Mark Gensic: This particular project gives us the flexibility of running one half of the plant versus the other, and also allows us to shut down part of the plant easily for our desludging operation in the tanks. We have three plants, but the oldest plant is the hardest to operate and maintain and has the oldest equipment, the oldest gates – that kind of thing. So, this is a really important key project; and one of the reasons it hasn't been done to date is because we rely so heavily on that plant, it is hard to take that plant out of service.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

8. Approval of Resolution 91-19-8 approving the lease of various vehicles and items of capital equipment for use by the City of Fort Wayne.

Valerie Ahr: This is a yearly bid for lease financing. The bulk of the vehicles are for the Police.

John Suarez: There is no vendor for the Ford trucks?

Valerie Ahr: The approval of the purchase of these vehicles has not yet gone to Council. The purchase of the vehicles themselves have not been approved. So there has not been a vendor identified.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

9. Approval of Resolution 91-19-9, *Consumer Price Index Adjustment of Utility Connection Fees.*

Jack Suter: For a number of years, the Board has collected fees from new customers to connect to our sewer system. By ordinance, these fees are to be changed yearly to reflect changes in the Consumer Price Index. This resolution increases the fees by 1.9%, effective on February 15.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

10. Approval of Resolution 91-19-10, *Establishment of Infiltration and Inflow Area Connection Fees within the St. Joe Service Area Based on the Equivalent Residential Unit.*

Jack Suter: In an area of St. Joe Township, the area connection fees are collected both on an acreage basis as well as a gallonage unit. What we propose to do is convert that to an ERU. It is more fair to the consumer and the Utility - rather than being base on acreage, but on the amount of sewage that comes out of it. I should also point out that these new fees reflect the changes in the CPI.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

11. IMPROVEMENT RESOLUTION #1587-04, *Parkerdale Sanitary Sewer* Extension.

Nancy Townsend: This is a response to petitions we received from four different areas. The project will eliminate over 120 septic systems, which currently discharge into the St. Joseph River, which is our drinking water supply. The area includes over 11,550 feet of gravity sewer, construction of a pump station, 3,500 LF of force main, 50 manholes, and 1,800 feet of storm sewer. The cost estimate is around $1.4 million - $1.2M for sanitary and $200K for the proposed storm sewer. The storm sewer has also been requested by the property owners. The property owners will share in the cost of the project - $4,000 per property. The property owners' share is about a half-million dollars, or around 37%. The sanitary sewer utility would pay for the remaining $850,000 +/- for the sanitary sewer portion. The stormwater utility would pay for 100% of the storm sewer. We are going to require easements from 51 different properties in this area in order to construct the project. A lot of that is due to the location of other utilities within the right of way, including poles, gas mains, water mains, etc. Thankfully, many of the easements are smaller in nature, and we will discuss those more in greater detail, with the following resolution. Some of the easements we will be able to get voluntarily, and some we will have to get through the condemnation process. There are eight properties where we are recommending the $4,000 assessment be deferred until it is developed and someone requests to connect to the sanitary sewer. There are properties that are currently undeveloped but are developable. The planned use is residential per the Planning Department. If and when a house or anything is ever constructed there, then they would be required to pay their share of the project. Since there is nothing there now, we didn't think it was necessarily appropriate to make them pay their assessment up front. However, I have already sent a letter to these property owners telling them they can choose to pay now and that would give them the ability to finance through the Barrett program. If they want to finance, they can pay now. If they want to wait, they can pay it all up front. The next step will be the public hearing, and we have already established some times in February for it. I will be providing you with more information relative to the hearing in the coming days.

Bob Kennedy: How does this relate in your project size? Isn't this the largest sewer...

Nancy Townsend: ...this is the largest sewer petition project, both in lineal feet and number of properties served. We have met with property owners a number of times and sent mailings and information. Everyone, overall, has been supportive of the project. Not one person has said they don't want it. Of course, there are the comments of, "Oh. It's expensive!" However, they still want it. In fact, we just sent a mailing out late last week about the cost of easements and things – I have not received one phone call from over 125 property owners. Hopefully, I am taking that as an indication of support. Hopefully, there will be no big surprises for them.

Bob Kennedy: It is also the biggest project you have ever had removing septic systems, isn't it?

Nancy Townsend: Right. 120.

Bob Kennedy: We have coordinated with the Transportation Department. There are going to be some construction issues – significant issues relative to closing St. Joe Road for a period of time and Evard Road for a period of time. A couple of the residential streets will be closed for a period of time. All of that has been coordinated. The other conflicts with other utilities has been coordinated as best we can, including Nipsco, Verizon, Comcast, etc.

Bob Kennedy: What is the timeframe of the completed project?

Nancy Townsend: We hope to receive bids in mid-March of 2004 and then expect construction to begin in April or May. We estimate a six to nine month construction period. I also want to point out that the depths of the gravity sewer range from six feet to 31 feet deep. I think that is part of the reason that we haven't done this project over the last few years. It is very expensive and there is just a lot of constructability issues. We have tried our best to work those out ahead of time so there are not any huge delays or major surprises.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

12. Approval of Resolution 91-19-12, *Appropriation and Condemnation of Real Property for Use by the City of Fort Wayne, Indiana, for the Construction of the Parkerdale Sanitary Sewer Project.*

John Bomberger: I am with Baker & Daniels. I have provided a resolution for your consideration – an approval this morning regarding the Parkerdale Sanitary Sewer Project. As Ms. Townsend outlined for you, this project does require significant acquisition of right-of-way, both permanent and temporary

easements for construction. Approximately 48 properties will be affected. The resolution before you is a resolution that begins the process of municipal condemnation under IC 32-24-2. It is the administrative process for condemnation for municipalities and municipal utilities. The first part of that process is the resolution that is before you making determinations that the project is necessary, beneficial, and of public utility benefit; and that the real properties that are described on the exhibit to the resolution are those properties that may be beneficially or injuriously affected. Attached to your resolution as Exhibit A is a list of the properties - an exhausted list of the properties that will be affected by this project. We will move from this situation to a hearing for remonstrances on the determination of the Board to proceed with the condemnation process. From that point forward, we will identify a list of all property owners who are specifically requested and the Board desires easements from. We will assess benefits and damages with regard to each easement that we request. There will be an opportunity at another hearing thereafter for each property owner to express their views on the subject. There is a 20 day right of appeal from that point forward. After that period of time, we can then proceed to put the easements of record and proceed with the project.

Denise Porter-Ross: Just for clarification, a lot of these folks, because they want this project, are willing to give up their property. There are just a few that there may be some concerns, and the amount of property that we are talking about is probably just a few feet in width?

John Bomberger: Absolutely. The process that we are using here is the process for projects like this, because we are only asking for small portions of right of way and small portions of temporary construction easements. If we were condemning large parcels, we would probably not use this procedure.

Denise Porter-Ross: Would these easements be primarily across the back lots, front yards, or a combination of both.

John Bomberger: A combination of both I believe.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

13. Approval of Construction Contract #1117-03, *Northwest Pump Station No. 2 and Water Mains Phase 2*, between the City of Fort Wayne and Robert E. Crosby, Inc., in the amount of $581,000.00.

John Suarez moved approval. Motion carried. Copy to be placed on file.

14. Approval of Construction Contract #04-01, *Restoration of Water Maintenance Utility Cuts*, between the City of Fort Wayne and Robbco, Inc., in the amount of $236,973.70.

Denise Porter-Ross moved approval. Motion carried. Contract to be sent to City Council for approval.

15. Approval of Construction Contract #04-02, *Restoration of Water Maintenance Utility Cuts*, between the City of Fort Wayne and Robbco, Inc., in the amount of $260,739.76.

John Suarez moved approval. Motion carried. Contract to be sent to City Council for approval.

16. Approval of Construction Contract #04-03, *Restoration of WPCM Utility Cuts*, between the City of Fort Wayne and Robbco, Inc., in the amount of $78,667.00.

Denise Porter-Ross moved approval. Motion carried. Contract to be sent to City Council for approval.

17. Approval of recommendation from Engineering Support Services to accept the work performed by Robbco, Inc., for Construction Contract #03-03, *Restoration of WPCM Utility Cuts*.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed to contractor.

18. Approval of recommendation from Engineering Support Services to accept the work performed by Robbco, Inc., for Construction Contract #03-04, *Restoration of Water Maintenance Utility Cuts*.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed to contractor.

19. Approval of recommendation from Engineering Support Services to accept the work performed by Knecht Excavating for Water Contract #2003-W-09, *Kensington Downs East – Offsite*, as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried. Acceptance Letter to be mailed to contractor.

20. Approval of recommendation from Engineering Support Services to accept the work performed by Bunn Excavating for Sanitary Sewer Contract #2003-S-04, *Vicksburg Pike*, as an integral part of the City's sanitary sewer system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed to contractor.

21. Approval of recommendation from Engineering Support Services to accept the work performed by Fleming Excavating for Sanitary Sewer Contract #2003-S-10, *North Pointe Plaza Extension – West*, as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried. Acceptance Letter to be mailed to contractor.

22. Approval of recommendation from Engineering Support Services to accept the work performed by C.J. Hurley Enterprises, Inc., for Sanitary Sewer Contract #2002-S-22, *Kinnerk Road*, as an integral part of the City's sanitary sewer system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed to contractor.

23. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors for Sanitary Sewer Contract #2003-S-22, *Autumn Run*, as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried. Acceptance Letter to be mailed to contractor.

24. Approval of request from Property Management for Partial Release of Escrow received from Robert E. Crosby, Inc., for New Fire Stations 12, 16, and 17, in the amount of $250,000.00.

Dan Brenner: These fire stations are now fully operational, and the contractor, Robert E. Crosby, has requested a full release of funds held in the escrow account. However, there are still some construction issues that have to be addressed. Star Bank is holding $277,950.00 in an escrow account. We are asking the Board to approve a partial release of these funds in the amount of $250,000.00. After the remaining issues have been resolved, we will ask the Board to release the remaining balance, the $27,950.00 left in escrow.

Bob Kennedy: What kinds of issues haven't been resolved?

Dan Brenner: There is a retention pond at Fire Station No. 17 on Getz Road that was not built to specifications and they are currently working to correct that problem. Also, they need to replace some kitchen cabinet shelving at Fire Station No. 16 on Coldwater Road. We hope to have them completed in March or April.

John Suarez: The compliance officers were working with this.

Dan Brenner: We have been working with them and hope to have all those issues resolved within the same time period.

Denise Porter-Ross moved approval. Motion carried. Copy to be sent to escrow agent.

25. Approval of request from Property Management for Full Release of Escrow received from Robert E. Crosby, Inc., for the North Transportation Facility on Young Road, in the amount of $10,000.00.

Dan Brenner: This building project was completed in the fall of 2002. At that time, Contract Compliance had not received all the documentation they require from the contractor. However, they did authorize a partial release of escrow funds, which the Board approved in August of 2003. The required information has now been received and we are requesting the Board to approve the release of the remaining $10,000 held in escrow.

Bob Kennedy: Have all the other issues around there been cleared up, too? Some of the lighting around the salt dome has been moved?

Dan Brenner: Correct. Yes.

John Suarez moved approval. Motion carried. Copy to be sent to escrow agent.

26. Approval of Professional Services Agreement between the City of Fort Wayne and SES Environmental for environmental monitoring of operations in the Lake Avenue Soil Treatment Cells, which will include sampling, analysis, maintenance supervision, and a report. Compensation for services performed shall not exceed $1,779.00 and will be funded through City Engineering. City Engineering recommends approval.

David Ross: This project was begun in the mid-1990's during the City's safety bond program to remove underground storage tanks located throughout the City facilities. Most of that has been completed. There is still some soil left in our remediation cells that are located just south of Lake Avenue near the storm lagoons. The soil is from the Transportation Operations and Maintenance Complex; and here lately, soils from the Bowser Cleanup Site. The bond originally paid for the testing, monitoring, and report preparation for IDEM back when the bond was still in existence. After we spent the money on that program, then the City Engineering Department took over the expense to do the monitoring. SES has performed the services in the past, and we do recommend that they continue to perform the operation until all the soil has been treated and cleared.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

27. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue and Associates, Inc., for assistance in preparing an evaluation of the City's Pre-Treatment Program with respect to the requirements of the CSO Control Plan. Compensation for services performed shall not exceed $58,366.00 and will be funded through WPC Utility Revenues. Planning and Design Services recommends approval.

Mark Gensic: The EPA and the State continue to work with us on our Wastewater Treatment Plant Process and our Combined Sewer Overflow System. This particular report is a requirement of our operations plan and is an examination of what we are doing with our pretreatment program and who and what is going on with our significant industrial user's. Our treatment process is basically a settling, but then it goes into a biological process. We have swimming little bugs out there that are eating sewage. From our settling tanks, we take that activated sludge and recycle it through the plant and continue to culture that environment at the plant, and that is our process. It is a traditional process that has been used in America for most of this century. It is a good process. However, you have to protect those bugs from poisons and stuff that may come out of an industrial plant. We have been doing that ever since our plant has been built through our industrial pretreatment program. The State and the EPA know we have that program and are satisfied with it. They are asking for additional information on further quantifying what is coming from the industries, how good a job they are doing, where those are located at with relationship to the sewer system and the CSO's, etc. This plan is a part of the nine minimum controls and requirements for us to get our permit from the State. Donohue is an excellent firm. They have been involved in our facilities planning. They are very familiar with our NPEDS process and they have been involved with the State. I think they are an excellent candidate to do this work for us. It is important to work with somebody who is familiar like that, because they can do it efficiently. They will be working with Jim Cornell, Cheryl Cronin, and Pat Callahan to gather this information that we already have but also to enhance it to get a little more information on how those significant industrial users are out there in our system and what their relationship might be to a CSO.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

28. Approval of Professional Services Agreement between the City of Fort Wayne and Integrity Engineering, Inc., for Monitoring Improvements to Beckets Run Sewer Shed. Compensation for services performed shall not exceed $4,800.00.

Ted Nitza: The Beckett's Run Area is located in the northwest portion of our sanitary sewer system. It also includes the contract customer of Huntertown for their sanitary sewage transportation and treatment. This small project will improve that valuable ability to monitor the performance from this sewer shed. Separate from this agreement before you, City Utilities will work through the systems and guidance of the Purchasing Department to procure approximately $8,000.00 worth of computer and monitoring equipment. This Professional Services Agreement will provide for the integration of

this equipment into our existing facilities. The services will include installation, programming, testing, and training of our staff to use the equipment once it installed.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

29. Approval of Amendment No.1 to the Contract for Professional Engineering Services between the City of Fort Wayne and Malcolm Pirnie, Inc., for Low Service Pumping – Raw Water Main Assessment. The not-to-exceed amount for this amendment is $3,000.00, and the revised contract amount is $36,300.00. Planning and Design Services recommends approval.

Mark Gensic: This is a study of our raw water feeder mains from the St. Joe Dam to the Filtration Plant. I have been very closely involved in that project. I have just a couple questions on it, so if it is okay with the Board, I would like to table it for another week, which will give me another week to look it over. We will bring it back for next week. Malcolm Pirnie has been doing a good job on that project, but it is a complicated issue that involves our operational departments and the operation of very large old valves. What I need to do is check in with our operations department on where we are at with that valve turning program and how it is in conjunction with these engineering services. So, I would appreciate it if you could give me another week to look at that.

Denise Porter-Ross moved to table. Motion carried. Item to be further discussed February 4, 2004.

30. Approval of Amendment No. 2 to the Contract for Professional Engineering Services between the City of Fort Wayne and Bonar Group, for the design of Northwest Feeder Main - Phase II. The not-to-exceed amount for this amendment is $145,000.00, and the revised contract amount is $294,900.00. Planning and Design Services recommends approval.

Matthew Wirtz: This project has been before you several times for the design process. We have been amending our contract as our budgets allow. The project is important; it is a feeder main for the northwest area of the City. To our existing customers it is very important as well as future growth and the operations of the Northwest Pump Station. It is a large diameter water main that will run from the Plant to approximately the Science Central area. The PSA so far has got us through a design study and Amendment No. 1 was to do all the investigations where we clogged up Spy Run there for two weeks as we dug up potholes, verified utilities, and so forth. This amendment will get the design through and ready to bid. Design-wise, as well as coordinating all the different people that are going to be involved – INDOT, Army Corps, Parks Department, etc. Bonar has been doing great so far and we are moving forward.

Bob Kennedy: Mark, would you like to add anything as far as the long-term benefits this will add to the Utility system?

Mark Gensic: At the Filtration Plant we have a centralized treatment plant, but we have to be able to radiate and feed that out into a very large area. That can't be done with jus the smaller diameter pipes that go down everybody's residential street. We have to have these large diameter feeder mains. In the past, some of those mains would be 24 inches and 30 inches in size. As this city continues to grow to the north, this feeder particular feeder main will be right at 48 inches in diameter. It is so that we can continue to boost pressure to some of the higher ground in the City, but also as we continue to grow to the north. These are exciting projects when you look at the 70-year history of the Utility, because we are just now starting to look at increasing capacity in feeder mains that were generally built in the 30's and 50's. This particular project is a stretch for us, because it costs a lot of money, but it is also one of those investments that the community needs to make for the next 100 years or so. I think you will continue to see the residential and economic development occur along the I-69 corridor and further to the north. That is one of our tougher areas to push water out to, because it is also some of the higher ground. It is a great project, but it is expensive and that's why we keep working it thorough and doing as much as we can annually as we move forward with our annual capital programs.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

31. Approval of Barrett Law Claims in the amount of $10,737.22 for the week of January 21, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

32. Approval of General Accounting Claims in the amount of $8,148,356.97 for the week of January 21, 2004.

John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

33. Old Business.

34. New Business.

Meeting adjourned at 9:50 a.m.

Robert P. Kennedy, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:51 A.M.

GREG MESZAROS, CHAIRMAN
JOHN SUAREZ, MEMBER
DENISE PORTER-ROSS, MEMBER
JUSTIN BRUGGER, CLERK

Present: Denise Porter-Ross, John Suarez, and Justin Brugger. Bob Kennedy – Associate Director of Public Works and Utilities. Carl Wilson – Contract Compliance. John Perlich – Public Information Officer. Ken Nicolet: Public Works Administration. Ron Sheppard – Engineering Support Services. Mark Gensic – Planning and Design Services. Not Present: Greg Meszaros.

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1. Approval of Board of Stormwater Management Minutes of January 21, 2004.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of recommendation from Engineering Support Services to accept the work performed by Everett Drainage and Excavating for Construction Contract #1551-03, *Vance Avenue – Reed Road Storm Drainage Improvement,* as an integral part of the City's sewer system.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

3. Approval of Change Order # 1 – Final, received from Reinhart's Excavating for Construction Contract #640-02, *Farwood/Hystone - Storm*, increasing the original contract price of $124,304.50 by $2,687.75. Including this change order, the new contract price will be $126,992.25.

   Ron Sheppard: This project has obviously been a challenge to us. These are the final quantities for this project. We are still working with the bonding company for Reinhart Excavating to make sure that all the subcontractors get paid and all the employees get paid on this project. Ray Wigfield has worked with Reinhart and Kristine Degabriele and the bonding company to try to come to a resolution on this. These are just the quantities that Reinhart actually installed that are shown on this change order. We are still working with the bonding company to do final restoration on some of the items that are still needed out there; and we still have an issue with the sewer that the bonding company is still going to have to pay for and address. So, these are just the items that Reinhart actually installed out there. We have to come to a final quantity so we can work this out with the bonding company, as to what they need to pay for. These quantities represent what was actually installed in the ground. We did hit and unknown field tile that we had to repair and we did have quite a bit of extra money in that. We also ran into some very bad ground out there on Old Decatur Road near the Jewish Cemetery. That's where most of the stone quantity was used. We had to beef-up that road and we still have to come back next Spring and repair a two foot section that has sloughed off in there.

   Denise Porter-Ross: So we need to do this final so we can move on to get the rest of it?

   Ron Sheppard: Correct.

   John Suarez: Is he still in business?

   Ron Sheppard: He is not in business to the best of my knowledge.

   Denise Porter-Ross: Is he still in the area?

   Ron Sheppard: He is still in the area. Actually, I have been told that he has opened a new firm. But obviously, we will be bringing something to the Board asking that he not be involved with any current City contracts until he shows a good history that he can complete the contracts on time and on schedule. At this point, we don't expect him to be bidding as a prime contractor on any future City work.

   John Suarez: How much money are we holding back right now?

Ron Sheppard: I don't know that number right off the top of my head. It would be approximately ten percent of what we have here. I believe we have about $30,000.00 held right now, but we are working with the bonding company to make sure they will cover all the debts that everybody has turned in. We have a number of them that have filed claims with us as required by State Law to make sure that they paid.

John Suarez: I stopped there one day and asked some of the workers how much they were getting paid. They didn't know. I asked, "How come you don't know?" They said, "We haven't been paid for four weeks."

Ron Sheppard: Yes. We have a number of those that we are working with and have made claims. We have them on the books also so we know that the bonding company can get them paid also.

John Suarez moved approval. Motion carried. Contract price increased.

4. Old Business.

5. New Business.

Meeting adjourned at 9:56 a.m.

not present jms
Greg Meszaros, Chairman

Denise Porter-Ross
Denise Porter-Ross, Member

John Suarez
John Suarez, Member

Justin Brugger
Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
FEBRUARY 4, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, John Suarez, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Kristine Degabriele – Associate City Attorney. Mark Gensic, Matthew Wirtz, and Nathan Baggett – Planning and Design Services. Ron Sheppard – Engineering Support Services. Mario Trevino – Transportation Engineering Services.

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1. Approval of Board of Public Works Minutes of January 28, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. RECEIVE BIDS: Improvement Resolution #6979-04, *Danbury Drive*.

BIDDER	**BID AMOUNT**
Benchmark Construction	No Bid
Brooks Construction	$102,192.50
Garcia Concrete Construction	$69,795.00
Hipskind Concrete	$78,646.75
Key Concrete	$71,739.50
Newell Construction	**$61,744.00**
Primco	$70,419.97
Wayne Asphalt	No Bid
Widner Paving	88,048.50
Engineer's Estimate	$87,678.25

   Transportation Engineering Services to tabulate and report.

3. RECEIVE BIDS: Improvement Resolution #6981-04, *Hillegas Road 150' South of Washington Center Road (East Side) Guardrail Improvement.*

BIDDER	**BID AMOUNT**
James Drew Corporation	$3,595.00
Specialties Company	**$3,000.00**
Engineer's Estimate	$2,650.00

   Transportation Engineering Services to tabulate and report.

4. IMPROVEMENT RESOLUTION #1616-04, *Indian Village Phase II Water Main Replacement*.

   Matthew Wirtz: This is a water main replacement project in the Indian Village area – just north of that. Nuttman is the major street that we are working on. The project is about 5,800 feet. 2,500 of it is going to be upsized to 12" along Nuttman. We are helping our operations of our Brooklyn tank, which is right beside that subdivision, basically. This is the second phase of water main replacement in the Indian Village area. The first phase was done last year. Our biggest concern out there is the dirty and rusty water issues with the unlined cast iron pipe that is out there. With this project, we will be well on our way to our 30,000' yearly goal of water main replacement.

   Bob Kennedy: Is this the final phase for the Indian Village area?

   Matthew Wirtz: No. There are at least one or two phases to come yet. This phase will give us the ability to - right now we are doing flushing in that area every week, basically, to clean out some of that water, and this will bring us a fresh source into the north side of that subdivision to flush. Hopefully, we can get

a better flush of the area. There will be future phases in the upcoming years of water main replacement as well.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

5. Approval of Escrow Agreement between the City of Fort Wayne and Robert E. Crosby, Inc., for Construction Contract #1117-03, *Northwest Pump Station No. 2 and Water Mains Phase II,* in the amount of $58,100.00.
Denise Porter-Ross moved approval. Motion carried. Copy to be sent to escrow agent.

6. Approval of Change Order #1 – Final received from Affholder, Inc., for Construction Contract #680-02 received from Affholder, Inc., for Construction Contract #680-02, *Taylor Street Rehabilitation*, decreasing the original contract price of $208,000.00 by $20,000.00. Including this change order, the new contract price will be $188,000.00.

Ron Sheppard: This decrease represents not using the work allowance on this particular project. We pretty much came in exactly where we thought we would be with the liner and everything that was included in this, so we didn't do any additional work.

John Suarez: Is everything completed?

Ron Sheppard: Yes it is. One of the problems Affholder had, obviously, is this is a 72" sewer that takes in a large combination area. So, it was very hard for them to work in between the storms this summer, but they were able to get it in and it is completed.

John Suarez moved approval. Motion carried. Contract price decreased.

7. Approval of Miscellaneous Resolution #91-29-7 regarding the need for consulting services to provide on-call surveying and drafting for Water Resources Planning and Design Services in 2004.

Mark Gensic: Occasionally, we have the need to make drawings made up and field surveying work done associated with the design of our projects. This agreement is with engineering firms to provide those services on call on an as needed basis. There is money in our budget to do this.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

8. Approval of Resolution #91-29-8 expanding the pilot testing area of polyvinyl chloride pipe for water main pipe material.

Matthew Wirtz: This is to expand polyvinyl chloride (PVC) – a pilot test area that we have in the northern side of our water distribution system. Back in May of 2000, we created this test area, and so far, we have had a couple of subdivisions go in utilizing the pipe (over 15,000 feet actually installed). We have overcome some of our initial concerns with PVC. We worked through them with tapping it, tracing it, and some of the concerns that Water Maintenance had. The biggest advantage of PVC that we see is that it is corrosion resistant. The problems we have with duct on cast pipes is the soil conditions cause it to corrode and it lessens its design life. PVC is not supposed to have that problem. PVC has been used for 30+ years. It has been in the American Water Works' Standard Specifications for 30 years as well. We are just looking to put it our jury I guess – testing, confining, and controlling the area where we are utilizing it to see if it is the wave of the future. I should mention that the existing Utility that is up there in the north uses basically all PVC. That is why we kind of chose an older area for our test area as well.

Bob Kennedy: How does the PVC compare in price?

Matthew Wirtz: It is very competitive in the smaller sizes. I should note, we are only allowing it in the residential sized mains, six to twelve inch. That is where it is very competitive. It is usually cheaper to go with PVC. Now, the thing with PVC is it fluctuates with oil prices. It is made out of oil, so if oil prices go up too much, we won' t mandate PVC, we will just give them the option. Ductile is still a great pipe, but with the corrosion problems, we wrap it and things like that and the jury is still out on whether that's going to work as well. It really is the industry standard.

Denise Porter-Ross: If it is the standard in other utilities, how long is our test and when will we determine that the test is over and this is appropriate to use.

Matthew Wirtz: It's kind of tough. PVC has been out for 30 years, but we do have cast and ductile iron pipes that are 100 years old. We would like that the design life it going to last. I think that is one of the bigger concerns on the pipe.

Greg Meszaros: *Parts Inaudible.* We have to move cautiously, because our Water Maintenance Departments are trained to work with cast iron pipe, so there is a learning curve we have to work with in order to train all the employees to work with PVC. But, I would support one day in the future that it would be accepted as a standard across our Utility.

Denise Porter-Ross: But it is very gradual, so it's not like we have and end time of like, by the end of 2006 or something like that?

Greg Meszaros: Correct. We are just expanding the areas cautiously.

John Suarez: What is the experience as far as breaking?

Matthew Wirtz: Not so far. It has only been three years since we started putting it in.

John Suarez: No, but during the winter months...?

Matthew Wirtz: ...other utilities that have worked with it don't have a higher experience of main break history with PVC pipe than they do ductile pipe. It is a flexible pipe that will give a little bit more then a ductile pipe.

Denise Porter-Ross: Is it used in climates further north, such as Michigan and Minnesota?

Matthew Wirtz: Yes.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

9. Approval of Resolution #91-29-9 supporting the creation of a Proportional Fee for Loading Biosolids at the Fort Wayne Biosolids Handling Facility.

Matt Gratz: This is to create a proportional fee at the Biosolids Handling Facility. Right now, it is just a set loading fee. We would like to change that to a proportional rate. That way, we can create more revenue to help offset the cost of producing the biosolids. Also, by making it a proportional rate, we can give more of a price break to some of our high-end users. Businesses that come in and take quite a few tons of biosolids, we want to kind of break that down to encourage them to purchase more biosolids to get the reduced rate. One key point about this is, our residents right now, the fee will have a minimum of five dollars, which is equivalent to what most residents come in and get. Most residents that come in get less than a ton of biosolids, because that is all they can usually fit in their truck or trailer. So, the fee structure for them won't change, because right now, the current loading fee for a resident that gets a trailer full or a truckload is five dollars. That is kind of where we want to go with the proportional fee. Also, if people want to come in and load it themselves, we have a lot residents that bring a shovel and load it themselves, that will still remain free.

Denise Porter-Ross: How many commercial clients do have?

Matt Gratz: I don't have the exact number, but there are about 20 on account. However, we have many other companies that come in, but they just pay cash. They don't have an account with us.

Denise Porter-Ross: But it is a viable revenue source for us, because there are corporations that are interested in using this, not just the private homeowners?

Matt Gratz: Yes. In 2002, residential customers came in and got 5,500 tons. Just in our company accounts, we did 17,000 tons. Businesses are taking most of the tonnage.

Bob Kennedy: Could you explain the process of creating biosolids?

Matt Gratz: The sewage sludge from the sludge lagoons is dried out over three years. Then that sludge is taken and mixed with composted leaves and grass to create the biosolids. It comes out kind of like a dirt substance. It is a soil amendment that you can mix with your existing soil if you are putting in a new yard, flowerbeds, potted plants, etc. It is a totally safe product. You can even put it in vegetable gardens.

Bob Kennedy: This is they highest rated (Type A) biosolid.

Matt Gratz: Yes, it is a Class A sludge, which is not harmful to the residents. We get that tested. It is tested every quarter, I believe, to make sure it is safe and meets the classifications. We have to do that due to State Law, to make sure it is safe.

Bob Kennedy: Do you know how many approximate tons we have out there?

Matt Gratz: Right now, we do not have a lot made. The only time we can really produce the biosolids is from April through September. Starting in the spring, we will start back up. We need to do about 40,000 tons of biosolids. It is what we have contracted with Fox and what they need to get rid of a year.

Greg Meszaros: *Inaudible*.

Matt Gratz: If you were to get topsoil at some other business, they usually charge between ten to fifteen dollars a ton, or they go by the yard. Ours, we put to eight dollars per ton. Again, it is not straight topsoil; you have to mix it in with existing soil. But, we just want to get close to the current market value of that type of product.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

10. Approval of Barrett Law Claims in the amount of $23,865.85 for the week of February 4, 2004.

    John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

11. Approval of General Accounting Claims in the amount of $7,861,663.37 for the week of February 4, 2004.

    Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

12. Old Business.

    i. Approval of Amendment No.1 to the Contract for Professional Engineering Services between the City of Fort Wayne and Malcolm Pirnie, Inc., for Low Service Pumping – Raw Water Main Assessment. The not-to-exceed amount for this amendment is $3,000.00, and the revised contract amount is $36,300.00. Planning and Design Services recommends approval.

    Denise Porter-Ross moved to untable. Motion carried. Item untabled.

    Mark Gensic: Last week, I asked to table this, because I needed to review the original contract. I have since done that and am satisfied that these services are outside the original scope of the agreement. This project is a review of our twin 42" water mains that were built in 1933 and 1955. These additional services involve some additional research for valve vault information and some additional coordination with our Water Maintenance Department and our Filtration Plant. I would recommend approval at this point in time.

    Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

13. New Business.

Meeting adjourned at 9:25 a.m.

Robert P. Kennedy, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
FEBRUARY 11, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, John Suarez, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Christina Bowers, Nathan Baggett, Mike Thornson, Kent Halloran, and Mark Gensic – Planning and Design Services. Mary Jane Slaton and Jack Suter – Development Services. Ron Sheppard – Engineering Support Services. Mario Trevino – Transportation Engineering Services. David Ross – City Engineering. John Perlich – Public Information Officer. Ken Nicolet and Michelle Nelson – Public Works Administration.

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1. Approval of Board of Public Works Minutes of February 4, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. **RECEIVE BIDS:** Improvement Resolution #1601-04*: Anthony Wayne, South Walton Avenue Acre, & Mount Vernon Park - Water Main Replacement.*

BIDDER	BASE BID	ALTERNATE BID
All Star Construction	**1,314,598.50**	**-**
Alpha & Omega Video	-	-
Atlas Excavating	-	-
Bunn, Inc.	-	-
E.J. Prescott	-	-
Forrer Supply Company	-	-
Gabe's Construction	$2,177,770.00	-
InfraSource	-	-
Miller Pipeline Corporation	$1,377,159.00	-
Scheidleman Excavating	-	-
Engineer's Estimate	*$1,200,000.00*	-

   Engineering Support Services to tabulate and report.

3. **RECEIVE BIDS:** Miscellaneous Resolution #91-19-8*: Vehicle and Equipment Lease Financing.*

   Bids will be evaluated by the City Controller's Office and will be brought back to the Board.

4. **AWARD:** Improvement Resolution #6979-04: *Danbury Drive*, to Newell Construction in the amount of $61,744.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried. Notice of Award to be sent.

5. **AWARD**: Improvement Resolution #6981-04: *Hillegas Road Guardrail Repair*, to Specialties Company in the Amount of $3,000.00. Contract Compliance concurs with this award.

   Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

6. **(EMERGENCY) IMPROVEMENT RESOLUTION** #1663-04, *Engle Road Lift Station.*

   Kent Halloran: The Engle Road lift station has been in service since 1971. A week ago last Sunday, a mechanical failure in the existing pumps caused the flooding of the dry pit, in which all the controls and pumps are housed. Crews from the Water Pollution Control Plant were on site and installed emergency bypass operations to keep the station running and to prevent flooding. They also worked diligently to get the existing pumps repaired and put back in service. This resolution covers this ongoing work. In addition, this resolution will also cover some new pumps and a completely new control system. The new control system will put all the controls and the majority of the electrical components on the surface, rather than in the dry pit.

Bob Kennedy: Is this similar to the Tillman Road Lift Station that was damaged in the flood last year?

Kent Halloran: Yes, it is. Except the one on Tillman Road was damaged by the rainwater and the flooding. This one was damaged by the failure of the pumps themselves.

Bob Kennedy: Can you explain to the Board the new modifications you are doing with the pump stations so this won't happen in the future?
Kent Halloran: We are replacing the pumps. As I mentioned, these pumps have been in service for over 30 years. We are replacing the pumps with new dry pit pumps, which obviously, will have a 20 to 30 year life span. In addition to that, we will be installing all of the controls and the electrical components, which currently are in the dry pit itself. That was part of the damage that had to have been repaired. We are going to install all the pumps and controls and the majority of the electrical components on the surface in weatherproof enclosures.

Denise Porter-Ross: There will be no impact on customer service while we are doing this?

Kent Halloran: No ma'am. They bypass operation is currently on standby in case the pumps fail again.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

7. Approval of Construction Contract #1619-03, *Fluoride Feed System Modification*, between the City of Fort Wayne and Industrial Piping and Engineering in the amount of $55,244.00.

John Suarez moved approval. Motion carried. Notice to Proceed to be sent.

8. Approval of Water Contract #2004-W-01, *Kensington Downs East Section IV – Water Main Abandonment & Replacement*, between the City of Fort Wayne and Colonial Development, Inc., to construct water main systems, including all necessary appurtenances, to serve Kensington Downs East Section IV. This project is privately funded and located inside the City of Fort Wayne.

Jack Suter: The developers of Kensington Downs Section IV, Colonial Development Corporation, has acquired the property immediately next door. To serve that property with adequate water pressure, they have proposed to abandon an existing eight-inch line and replace that with a sixteen-inch line. I should point out that that real estate is within the corporate limits of New Haven, and they would be wholesale customers of the City. We would have a meter at that point and they would by water from us. As a consequence, we are not oversizing that line as we normally would, because it is going to be served by a different utility.

John Suarez moved approval. Motion carried. Water mains to be constructed.

9. Approval of Change Order #1 – Final, received from Hipskind Concrete for Construction Contract #6944-03, *Arlington Avenue: Oakdale Boulevard to Rudisill Boulevard*, increasing the original contract price of $134,811.00 by $2,187.26. Including this change order, the new contract price will be $136,998.26. Additionally, the time provided for completion of the project will be increased by 16 days to December 1, 2003.

Mario Trevino: We added two new Inlet Type 1-C's to the intersecting alleys for future construction of storm sewers in those alleys. Also, in the course of construction, the storm sewer came into conflict with the existing water main. That resulted in changing the storm sewer design and created an additional work item. There was also an additional cost for removing an abandoned utility pole that was in the path of constructing an alley approach, so we directed the contractor to remove the pole. We also used additional quantity for curbs in front of drives and the compacted stone quantity for 53's were basically a trade-off for number twos. We also did not use the total quantity of underdrain as anticipated. As you mentioned, the completion date was extended by 16 days to a delay in issuing the Notice to Proceed.

Denise Porter-Ross moved approval. Motion carried. Contract price increased.

10. Approval of Change Order #1 – Final, received from Gensic Creative Metals for Construction Contract #6973-03, *Calhoun Street Viaduct Handrail*, increasing the original contract price of $37,760.50 by $1,652.42. Including this change order, the new contract price will be $39,412.92.

Mario Trevino: We has specified a particular paint to cover the handrail. Unfortunately, that paint would not adhere to the galvanized coating. We asked the contractor to use a paint that would work well with the galvanized coating, so the result is an increased change order in the amount of $1,652.42.

John Suarez moved approval. Motion carried. Contract price increased.

11. Approval of recommendation from Engineering Support Services to accept the work performed by Fox Contractors for Water Contract #2003-W-16, *Hickory Pointe Section II – Water*, as an integral part of the City's water distribution system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

12. Approval of Encroachment Agreement between the City of Fort Wayne and the Diocese of Fort Wayne-South Bend, Inc., to allow a sign to encroach into a proposed water line easement.

Mary Jane Slaton: We are in the process of acquiring three easements on Lake Avenue in the area of Hobson for a water main replacement project that we have been working on design for. One of the easements we need is from the Catholic Cemetery and it is in front of their office on Lake Avenue. They have a sign in front of the office. Because of the size and the stability of that sign, we would rather not have to remove it as part of the project. We are willing to allow that sign to remain. As part of easement acquisition, we would like to grant to the cemetery and encroachment that would allow that sign to stay there even after our water main is constructed. We have reviewed this with our engineering staff and it should not have any impacted on the construction of the water main or the future maintenance that we would need to do.

Denise Porter-Ross moved approval. Motion carried. Agreement to be sent to County Recorder.

13. Approval of Professional Services Agreement between the City of Fort Wayne and SES Environmental for quarterly groundwater monitoring of underground storage tank removal site to Old Fire Station No. 8 at 2211 Fairfield Avenue. The services will include sampling, analysis, and reporting for 2004. Compensation for services performed shall not exceed $3,768.00 and will be funded through City Engineering. City Engineering recommends approval..

David Ross: This is a continuing maintenance concern. When the City had its overall underground storage tank removal, the tanks were removed here. After the removal, we did notice that there is still petroleum product floating on the groundwater at this site. This site cannot be closed-out, because the concentrations are still higher than what EPA or IDEM allows for site closure. The City does have options. We can go in and do a remediation by possibly doing vactoring or some other treatment process to try to remove this product. Although I believe that this is an expensive process and the benefits would not be worth the cost, there are no wells in this location and we have not received any complaints from neighboring residences. IDEM has not reported that we will have to do any remediation. In other words, they are not asking us to do anything special at this site. Therefore, what I am recommending is a continuing monitoring program to show that the groundwater and product is dissipating over time and filing reports to show that some action is still taking place. Since this is a continuing operation, I have budgeted money for the monitoring in my departmental budget; and therefore, he have the available money to continue monitoring.

Denise Porter-Ross: The City still owns the building but it is leased out to...

David Ross: ...the County. There is a County Office in the building right now.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

14. Approval of Professional Services Agreement between the City of Fort Wayne and Construction Support Services for construction inspection services for private developer and utility capital projects. Engineering Support Services recommends approval.

See Item 16.

15. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ for construction inspection services for private developer and utility capital projects. Engineering Support Services recommends approval.

See Item 16.

16. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for construction inspection services for private developer and utility capital projects. Engineering Support Services recommends approval.

Ron Sheppard: *Addressing Items 14 – 16.* These are yearly inspection contracts. These three firms we have used since 1997, so we do have a long history with them. They rates stayed the same this year as they had from previous years. So, there is nothing new in these agreements that the Board hasn't seen previously.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

17. Approval of Amendment #2 to Design Contract for Lexington Avenue Area Partial Sewer Separation between the City of Fort Wayne and Bonar Group for the design of the Lexington Avenue Area Partial Sewer Separation. The cost of this amendment is not to exceed $20,200.00 and will we funded through Sewer Utility Revenues. Including this amendment, the revised contract amount will be $213,200.00. Planning and Design Services recommends approval.

Pat Callahan: We have been doing this design contract in phases. The first phase was the study phase. The second phase was a design phase. In both those cases, the scope of services could be fairly well defined and they were done in a lump sum basis. We now have the project completely designed. It was actually advertised for bid last Friday and we are moving into the bidding and construction phases. We normally have our design consultants during the bidding phases available to answer any questions and also evaluate any alternatives proposed by contractors. In the construction phase they are around to ask questions plus they provide us with record drawings at the end of the project. Since the type and complexity of questions is very hard to predict ahead of time, this section of the contract is just the time and materials contract and we will just be paying for those services we actually receive.

Bob Kennedy: What is the timeline to complete this project?

Pat Callahan: I think 180 days after the Notice to Proceed is issued for substantial completion with another 30 days for final completion. We are hoping to hurry this along. There are several benchmark times that the contractor has to meet. For instance, getting off the golf course by July 1 and 14 days to get up through the Branning Neighborhood, and another deadline by the end of June to get across the Taylor University property. We are very anxious to get this going and get them out of there.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

18. Approval of Barrett Law Claims in the amount of $12,797.91 for the week of February 11, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

19. Approval of General Accounting Claims in the amount of $4,191,157.60 for the week of February 11, 2004.

John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

20. Old Business.

21. New Business.

i. Approval of Professional Services Agreement between the City of Fort Wayne and Paul I. Cripe, Inc., for engineering services for the design of 2004 Sanitary Sewer Petition Projects. This agreement is not to exceed $233,038.00.

Greg Meszaros: I would like to request the Board to table this transaction. I would like to touch base with the staff and review a couple of issues before the Board moves forward with this.

Denise Porter-Ross moved to table. Motion carried. Item tabled.

ii. **IMPROVEMENT RESOLUTION** #6977-04: *Delaware Avenue*.

Mario Trevino: The limits of this project extend from Randallia Drive to Kensington Boulevard. The scope of work involves reconstructing curbs and affected drives. This project will have the adjacent property owners share in sixty percent of the cost of the curbs and drives. The remaining forty percent will be funded through District CEDIT Dollars. No bid date has been set yet until the Initial Public Hearing and the remonstrance period has gone by. The completion date is expected June 30, 2004. You will note on the attachment bid sheet the date will show June 30, 2002, please make that correction to 2004.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

Meeting adjourned at 9:24 a.m.

Robert P. Kennedy, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
FEBRUARY 11, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:25 A.M.

GREG MESZAROS, CHAIRMAN
JOHN SUAREZ, MEMBER
DENISE PORTER-ROSS, MEMBER
JUSTIN BRUGGER, CLERK

Present: Greg Meszaros, Denise Porter-Ross, John Suarez, and Justin Brugger. Bob Kennedy – Associate Director of Public Works and Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. John Perlich – Public Information Officer. Ron Sheppard – Engineering Support Services. Jack Suter – Development Services. Ken Nicolet: Public Works Administration.

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1. Approval of Board of Stormwater Management Minutes of January 28, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of Storm Sewer Contract #2004-ST-01, *Richardville Apartments*, between the City of Fort Wayne and Richardville Apartments to construct a local storm drainage system to serve Richardville Apartments.

   Jack Suter: This is on Winchester Road, just southeast of its' intersection with Bluffton Road. This project need to have a storm sewer installed that runs parallel with Winchester Road. It is 750 feet in length and we felt it was necessary to be a public sewer, so it is before you for acceptance.

   Denise Porter-Ross: Is this a new set of apartments?

   Jack Suter: Yes.

   Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

3. Old Business.

4. New Business.

Meeting adjourned at 9:27 a.m.

Greg Meszaros, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, John Suarez, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Len Puller – Associate Director. Ron Sheppard – Engineering Support Services. Chuck Bailey and Carl Wilson – Contract Compliance. Ken Nicolet – Public Works Administration. Kristine Degabriele – Associate City Attorney. Judy Black – New Water and Sewer Permits. Maggie Fielder – Customer Service. Mark Gensic – Planning and Design Services. Mary Jane Slaton – Development Services.

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1. Approval of Board of Public Works Minutes of February 11, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. **AWARD:** Improvement Resolution #1647-03, *Lake Forest Pumps and Controls*, to Robert E. Crosby, Inc., in the amount of $109,000.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried. Notice of Award to be sent.

3. **AWARD:** Improvement Resolution #1601-04, *Anthony Wayne, South Walton Avenue Acre, & Mount Vernon Park Water Main Replacement*, to All Star Construction in the amount of $1,314,598.50. Contract Compliance concurs with this award.

   Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

4. Approval of Construction Contract #6981-04, *Hillegas Road Guardrail Repair*, between the City of Fort Wayne and Specialties Company, LLC, in the amount of $3,000.00.

   John Suarez moved approval. Motion carried. Notice to Proceed to be sent.

5. Approval of Resolution Amending the General Rules and Regulations of the Fort Wayne Water Pollution Control Utility.

   Mary Jane Slaton: From time to time, we find that there are situations that make it necessary for us to bring you amendments to our rules and regulations. A couple of situations have come up and I have been working with the Customer Service Department to write this resolution to make some changes. Our Customer Service Manager, Maggie Fiedler, is going to come up and explain the first part of this change, which gives Customer Service some more ability to make sure that we are not letting tenants of rental properties get into situations where they are far behind in payment of their sewer bills.

   Maggie Fielder: Basically, what we would like to do is change the rules and regulations so that now we will look back at the most recent twelve month history. If the money owing is more than $200, we would like to be able to, upon notice to the property owner, put the account in their name and make them responsible.

   Denise Porter-Ross: So, we would put the sewer account in the name of the tenant and not the property owner.

   Maggie Fielder: Yes. Upon notification.

   Bob Kennedy: Is this the only change in this resolution?

   Maggie Fielder: The amount was also lowered to two-hundred (dollars).

   Bob Kennedy: What was it previously?

   Maggie Fiedler: Four-hundred (dollars).

   Bob Kennedy: Mary Jane, do you have any other comments on this?

   Mary Jane Slaton: I was just going to say that the second change in the resolution involves a situation with some licensed sewer tap contractors, and Judy has a couple comments about the second part of the resolution.

   Judy Black: We had a situation come up that has never happened to us before, where a contractor posed as a City inspector. So, we are writing this language to get a little stiffer with the penalties should they ever do that

again where we can actually suspend them permanently should the contractor do this to us. I have been working with Kristine Degabriele and Mary Jane to get this change in place.

John Suarez: So this is the first time this has happened?

Judy Black: This is the first time anyone has ever done this to us – posed as an inspector, which created a problem for another contractor.

John Suarez: Well, I'm glad it has been changed.

Bob Kennedy moved to table. Motion carried. Item tabled.

6. Approval of Change Order #1 – Final received from Lights and Signals, Inc., for Construction Contract #6962-03, *Bluffton Road & Lower Huntington Road Intersection*, decreasing the original contract price of $40,993.00 by $70.50. Including this change order, the new contract price will be $40,922.50.

Denny Bruce: This is the only change order for the Lower Huntington Road Project. Everything went pretty much as planned.

John Suarez moved approval. Motion carried. Contract price decreased.

7. Approval of Change Order #1 received from Insituform Technologies for Construction Contract #1591-03, *General CIPP 2003 Package No. 1*, increasing the original contract price of $1,889,440.00 by $91,979.00. Including this change order, the new contract price will be $1,981,419.00.

Ron Sheppard: We are doing a project over on Oakdale. We televised it just to have some idea of where the tap locations were. In reviewing those tapes, we noticed that the existing sewer was in very bad condition. In fact, when we came back a month later and re-televised because we thought we had some conflicts in elevation, we found that a portion of the sewer had collapsed on us. From the activity being within ten feet of it – the pipe was in very bad condition. These quantities were added to an existing cured in place project. They were not in those original quantities and that is why we are doing the change order. We had some additional mobilization on this project, because we were trying to get it done during the weekends and before the Christmas time period. So, we authorized Insituform to go ahead and do that. We added one additional item. We had to add an additional 15" liner. We did not have that included in the original contract price. All the other liner prices were in the existing contract and we were just adding additional footages onto those.

Bob Kennedy: So this was just additional work that was found when you were out during the project?

Ron Sheppard: Yes.

Denise Porter-Ross: So this is not the final change order?

Ron Sheppard: No. Actually, the final change order will reduce the total price, because we had some footages we weren't able to get to. Either the structures were buried or we weren't able to access them. So, it will decrease somewhat from here, and we do have a work allowance item that we will be decreasing also. I just do not believe that we will get down to the original contract price with that.

Denise Porter-Ross moved approval. Motion carried. Contract price increased.

8. Approval of recommendation from Engineering Support Services to accept the work performed by Affholder, Inc., for Construction Contract #680-02, *Taylor Street Combined Sewer Rehabilitation,* as an integral part of the City's sewer system. 91-39-8

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

9. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating for Water Contract #2003-W-21, *Hawthorne Park Section VII*, as an integral part of the City's water distribution system. 91-39-9

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

10. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating for Water Contract #2003-W-22, *Hawthorne Park Section VIII*, as an integral part of the City's water distribution system. 91-39-10

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

11. Approval of Purchase Agreement between the City of Fort Wayne and National Oil & Gas, Inc., for the purchase of property needed to be constructed as part of the Parkerdale Sewer Extension Project.

Mary Jane Slaton: We have worked out an agreement to purchase a 2,500' square of property near the intersection of St. Joe Road and Porter Drive. This is for construction of the lift station of the Parkerdale Project.

The Parkerdale Project as we have boasted to you about before, is one that we are extremely proud of, because it is going to remove about 140 septic tanks in the northeast part of Fort Wayne. This is the lift station property that we need to make it all possible.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

12. Approval of Professional Services Agreement between the City of Fort Wayne and HNTB Corporation for the Design of High Service Pumps No. 11 and No. 12 Ross Valves at the Three Rivers Water Filtration Plant. The design fees are $32,000.00 and will be funded from Water Utility Revenues. Planning and design services recommends approval.

Mark Gensic: Annually, we make improvements to our infrastructure at the Water Filtration Plant. This particular project is to replace a couple of valves on our high-service pumping. The first drawing I gave you is just an aerial showing you the pump room and the second drawing shows you our configuration for nine pumps that we have on our high service pump. The final sketch just shows you a side view of our finished water reservoir and those pumps. This particular project is, in a way, a continuation of work we did last year with high-service two and nine. Now we are going to work on two more valves. The valves themselves aren't particularly difficult. We will purchase those from the manufacturers; but it is the control system that we are paying for the engineering fee. We have a sophisticated computer control system that matches our demands with people and the customers with the flows. These are the key pumps that keep providing that flow. Our goal, obviously, is to keep the pressure up for fire protection and for our customers' water service.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

13. Approval of Amendment No. 3 to the Design Contract for South McMillen Park Storm Collection System between the City of Fort Wayne and Dodzik Engineering, Inc. The purpose of this amendment is to update the rate schedule and does not increase the total contract price. Planning and Design Service recommends approval.

Pat Callahan: This contract was originally entered into in 1998. It is expected to go on for at least a couple more years until the project is complete. All we are doing is updating the rate schedules in the contract with this amendment.

Bob Kennedy: There is no increase to the project cost?

Pat Callahan: No.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

14. Approval of Amendment No. 5 to the Professional Services Agreement between the City of Fort Wayne and Malcolm Pirnie, Inc., for assistance with the Combined Sewer Overflow Long-Term Control Plan. The cost of this amendment shall not exceed $90,000.00 and will be funded through Sewer Utility Revenues. Including this amendment, the total contract price will be $1,090,743.00. Planning and Design Services recommends approval.

Pat Callahan: We are currently in discussions with IDEM and EPA on our long-term control plan. In those discussions, they are asking some very technical questions about the analysis we did to formulate the plan. Malcolm Pirnie was the author of the original plan and did all the technical analysis, so they are assisting us in answering EPA and IDEM questions on those matters. The total amount of the contract goes all the way back to be beginning when we started it in 1998.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

15. Approval of General Accounting Claims in the amount of $3,944,395.80 for the week of February 18, 2004.

John Suarez moved approval. Motion carried. Copy to be sent to Finance Department.

16. Old Business.

17. New Business.

Meeting adjourned at 9:24 a.m.

Robert Kennedy

Robert P. Kennedy, Chairman

Denise Porter-Ross

Denise Porter-Ross, Member

Attest: Justin Brugger, Clerk to the Board

John Suarez, Member

BOARD OF STORMWATER MANAGEMENT MINUTES
FEBRUARY 18, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:25 A.M.

GREG MESZAROS, CHAIRMAN
JOHN SUAREZ, MEMBER
DENISE PORTER-ROSS, MEMBER
JUSTIN BRUGGER, CLERK

Present: Greg Meszaros, Denise Porter-Ross, John Suarez, and Justin Brugger. Bob Kennedy – Associate Director. Len Puller – Associate Director. Ron Sheppard – Engineering Support Services. Chuck Bailey and Carl Wilson – Contract Compliance. Ken Nicolet – Public Works Administration. Kristine Degabriele – Associate City Attorney. Mark Gensic – Planning and Design Services. Mary Jane Slaton – Development Services.

1. Approval of Board of Stormwater Management Minutes of February 11, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of recommendation from Engineering Support Services to accept the work performed by Crosby Excavating for Construction Contract #1558-03, *ITT Schick Storm Sewer Improvement*, as an integral part of the City's sewer system. 91-41-2

   John Suarez moved approval. Motion carried. Acceptance Letter to be mailed to contractor.

3. Approval of Authorization for Full Release of Escrow received from Crosby Excavating for Construction Contract #1558-03*, ITT Schick Storm Sewer Improvement,* in the amount of $17,476.54.

   Denise Porter-Ross moved approval. Motion carried. Copy to be sent to Escrow Agent.

4. Old Business.

5. New Business.

Meeting adjourned at 9:27 a.m.

Greg Meszaros, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Justin Brugger

Attest: Justin Brugger, Clerk to the Board

BOARD OF PUBLIC WORKS MINUTES
FEBRUARY 25, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Mary Jane Slaton – Development Services. Mark Gensic, Bill Maxwell, and Christina Bowers - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. Maggie Fielder – Customer Service. Judy Black – New Water and Sewer Permits. Ken Nicolet – Public Works Administration. Not Present: John Suarez.

1. Approval of Board of Public Works Minutes of February 18, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. **RECEIVE BIDS:** Improvement Resolution #1616-04, *Indian Village Phase II Water Main Replacement.*

BIDDER	BASE BID[1]	ALTERNATE BID[2]
All Star Construction		**335,100.00**
Everett J. Prescott		No bid
Miller Pipeline		337,889.00
Scheidleman Excavating	459,924.86	
Telecom Placement, Inc.		
Engineer's Estimate	$300,000.00	

[1.] Ductile Iron Pipe – Open Trench Installation. [2.] HDPE Pipe – Horizontal Directional Drill Installation.

   Engineering Support Services to tabulate and report.

3. **AWARD:** Approval of recommendation from the Department of Finance to award Vehicle Equipment and Lease Financing to Banc of America. The total cost of financing will be $151,968.80.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

4. **IMPROVEMENT RESOLUTION** #1528-04, *Replacement of 48-inch Butterfly Valve (HD-30), Three Rivers Filtration Plant.*

   Mark Gensic: This is some piping we will be working on outside our main pump station. It was built in the late 1920's. This particular valve is very important for isolation of one pump room from the other one. It is an expensive project for us, because of the delicate nature of the area. A lot of that piping is on piling and we are going to have to do this and keep city water in service at the same time. We are excited to seek your approval to move forward with this. This is an extremely important project at our plant site. We have annual money for some of these large valve replacements and this is our number one project for year 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

5. Approval of Resolution #91-43-5 appropriating and condemning real and personal property for use by the City of Fort Wayne and awarding damages and assessing benefits to property owners for the construction of the Parkerdale Sanitary Sewer Project.

John Bomberger: This is the next resolution in the series of resolutions we have been working through on the Parkerdale Sewer Project improvements. This resolution does two basic functions, the first of which is to confirm the prior resolution which found the public utility benefit of the Parkerdale Project. As you know, last week we had a public hearing on that issue. The second function of this resolution is to move the process forward by identifying each and every property owner that will be potentially benefited or damaged, to identify all of the easements that we seek to condemn (both permanent and temporary) and to list those so that we may now set a hearing for each of those property owners to be heard on the condemnation of their easements and the awarding of benefits and damages pursuant to the statue. Attached to your resolution, we incorporate by reference the prior list that we used, which included all 123 properties that would be affected; and attached to your resolution today is an additional list. That list is the list of the easements and property owners, and the descriptions of the easements, both permanent and temporary, that we are requesting. This is the next step in the condemnation process. You will have one additional hearing where property owners, who will each be notified at the conclusion of today's resolution, and after that event we will ask you to confirm this resolution. At that point, the resolutions will be put in recordable form so that the easement descriptions can be put on record at the Allen County Recorder's Office.

Denise Porter-Ross: Some of these are temporary and some of these are permanent (easements)?

John Bomberger: That is correct.

Denise Porter-Ross: All of the property owners know what is going on? So, ...

John Bomberger: City Utilities has been in contact with them and we will be sending them after today's hearing, specific notice showing them exactly the location of both the permanent and temporary easement, and where it lays on the property. The vast majority of these easements are easements off the frontage or rearage of a platted lot.

Denise Porter-Ross: Do you anticipate having all of these hearings at the same time?

John Bomberger: Yes. We will set one hearing for all those interested in coming.

Denise Porter-Ross: But will you hear them individually or in their entirety?

John Bomberger: That would be entirely up to you. My suggestion would be that we hear them as they appear.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

6. Approval of Sanitary Sewer Contract #2004-S-02, 6608 St. Joe Road Vision Scapes, between the City of Fort Wayne and Mark W. Nolot to construct a local sanitary sewer system to serve 6608 St. Joe Road – Vision Scapes. This project is privately funded, located inside the City, and is in a green zone.

Mary Jane Slaton: This project involves about 445 LF of sewer. It is being installed to serve one property on about 5.4 acres. This will eliminate a septic tank.

Denise Porter-Ross moved approval. Motion carried. Sewer to be constructed.

7. Approval of Sanitary Sewer Contract #2004-S-04, Menard's West Commercial, between the City of Fort Wayne and Menard, Inc., to construct a local sanitary sewer system to serve Menard's West Commercial. This project is privately funded, located inside the City, and is in a green zone.

Mary Jane Slaton: This project is an addition of about 1,500 feet of sanitary sewer line to serve additional commercial uses on this property.

Denise Porter-Ross moved approval. Motion carried. Sewer to be constructed.

8. Approval of Water Contract #2004-W-02, *Sorrento Section III*, between the City of Fort Wayne and Pine View Land Corporation, to construct water main systems, including all necessary fittings, to serve Sorrento Section III. This project is privately funded and located outside the City of Fort Wayne.

Mary Jane Slaton: This is about 2,600 feet of pipe and six fire hydrants to serve 56 residential lots.

Denise Porter-Ross moved approval. Motion carried. Water mains to be constructed.

9. Approval of Change Order No. 1 – Final, received from Fleming Excavation, Inc., for Construction Contract #1106-01, Hurshtown Reservoir Embankment Repairs, decreasing the original contract price of $296,273.00 by $25,035.50. Including this change order, the new contract price will be $271,237.50.

Ron Sheppard: This represents the work allowance we did not use.
Denise Porter-Ross moved approval. Motion carried. Contract price decreased.

10. Approval of Change Order No. 1 – Final, received from All Star Construction for Construction Contract #1533-03, Indian Village Water Main Replacement, decreasing the original contract price of $357,033.40 by $9,737.00. Including this change order, the new contract price will be $347,296.40.

Ron Sheppard: We had a couple of long services that we didn't know were there; and we had a couple short service that turned into long services. For the most part, this project went very well. We are very happy with this.

Denise Porter-Ross moved approval. Motion carried. Contract price decreased.

11. Approval of recommendation from Transportation Engineering Services to accept the work performed by Gensic Creative Metals for Construction Contract #6973-03, Calhoun Street Viaduct Handrail, as an integral part of the City's transportation system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed.

12. Approval of recommendation from Engineering Support Services to accept the work performed by Crosby Excavating, Inc., for Construction Contract #1606-03, Shackelford Lift Station Abandonment, as an integral part of the City's sanitary sewer system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed.

13. Approval of recommendation from Engineering Support Services to accept the work performed by Crosby Excavating, Inc., for Sanitary Sewer Contract #2003-S-33, Sheridan Road – Landis Road, as an integral part of the City's sanitary sewer system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed.

14. Approval of recommendation from Engineering Support Services to accept the work performed by J&L Excavating for Water Contract #2003-W-23, Maysville Road Water Main Extension to Serve Cracker Barrel.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed.

15. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Springfield Section IV as an integral part of the City's transportation system: Harmony Lane (327.75 LF) and Sandyridge Place (529.16 LF).

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed.

16. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Saddlebrook Section II as an integral part of the City's transportation system: Bremen Way (868 LF) and Capriole Place (947 LF). 91-44-16

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be mailed.

17. Approval of Interagency Agreement between the Board of Public Works and the Board of Park Commissioners for the operation of recreational facilities at the Hurshtown Reservoir.

See Item 18.

18. Approval of Resolution establishing fees for use of Hurshtown Reservoir.

Mary Jane Slaton: Around this time last year, we brought before you a resolution to somewhat relax our boat launch policy at Hurshtown Reservoir encouraging more public use of that facility. That Parks Department says that has worked very well. They have had more attendance last year than they have had in the past five years or so, and they are very please with that. We have also been in touch with the DNR about making some improvements to our boat ramp with no cost to the City, which is really good news. Part of the thing that the DNR requires us to do is have a formal operating agreement between the Board of Works, which owns that property, and the Park Department for the operation of the boat launch and the other facilities at Hurshtown. I have been working with the Park Department to come up with an agreement that basically formalizes that way we have been doing things for the past few years. That is the agreement that is before you this morning. Basically what it says, is that the Parks Department will operate the facilities there, will hire and supervise staff, establish hours, determine a schedule of activities and supervise those activities, and they will collect fees. What the Board of Works through City Utilities agrees to do is to provide the electric, phone, and trash collection services there, which we have been doing, to pay all the direct costs for program personnel; do mowing of the sides of the reservoir; and conduct monthly testing of the drinking water system on site, which is provided by a well. The Board of Parks also asks that the Board of Works begin to set the fees for the use there. Since we do fund the operation, they thought that it would make more sense to actually set the fees that fund part of that operation. So, the agreement before you this morning sets out those responsibilities and proposes a term of the agreement of five years.

Denise Porter-Ross: Were there fees?

Mary Jane Slaton: Yes. I would be happy to address the fee resolution. Basically what we are proposing is the elimination of the boat launch fees. In the past, the boat launch fee was three dollars per boat and twenty dollars for an annual boat launch pass. Again, one of the requests form DNR is to make this a more publicly accessible boat launch site, we do eliminate those boat launch fees. For the other fees, we are proposing an approximately 25 to 30 percent increase in fees. So, the entry fee for cars would go from the current three dollars to four. The entry fee for walk-ins would remain at fifty cents. Our annual season pass for senior citizens would go from ten dollars to 13 dollars. The annual season pass for non-senior citizens would go from twenty to twenty-five. Our boat rental costs would go from three dollars an hour to four dollars an hour; and our daily use would stay at fifteen dollars per day. Lifejacket rental stays at one dollar. This still keeps our fees for those uses at Hurshtown for the most part less than State Parks charges for similar services. By eliminating those boat launch fees, those make up about fifteen percent of our annual revenue. So, we are proposing some other fee increases not to totally make up that loss, but to at least make up a portion of it.

Bob Kennedy: This revenue comes back and helps us to fund our maintenance costs out there.

Mary Jane Slaton: Correct. City Utilities budgets $30,000.00 per year for the costs that we incur at Hurshtown. In the past years, our revenue from Hurshtown has ranged from about $11,000.00 in $2,000.00 to about $14,000.00 last year. While our goal would be to break even, we are not increasing fees to a point where that is going to happen.

Denise Porter-Ross: They are not increased to a point where people won't use it. It still seems like it is very reasonable.

Mary Jane Slaton: We tried to keep the fees the same for kids that walk-in or bike-in during the summer. We want to encourage that use. Also, we haven't adjusted the lifejacket fee. We don't want anyone to not use a lifejacket because they can't come up with the dollar cost.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

19. Approval of agreement between the City of Fort Wayne and the New Haven – Adams Township Parks and Recreation Board granting the New Haven Parks Department permanent and temporary easement for construction of a community trail linking Fort Wayne's River Greenway to the City of New Haven.

Mary Jane Slaton: With me this morning is Ken Wilkinson from the New Haven – Adams Township Park Department. We have been working on an easement agreement for New Haven to use an easement across our boat ramp site on the Maumee for the continuation of a trail liking Fort Wayne with New Haven. I think this goes along with the City's priorities for expansion of trails and greenways. The Board of Works does own this property. We have routed this through our engineering departments and recommend approval.

Ken Wilkinson: This is something we have been very excited about for a long time. It is the final piece that we need to go ahead with right of way clearing. This is an INDOT grant to build this project. This trail will be 2.7 miles long.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

20. Approval of Professional Services Agreement between the City of Fort Wayne and Jack G. Suter for Miscellaneous Sanitary Sewer, Water, and Storm Drainage Policy consultation. This agreement shall not exceed $10,000.00.

Mary Jane Slaton: As you know, Jack Suter is retiring from the Development Services Department. It is going to be a big loss for Development Services; and it is also going to be a big loss for the development community – folks that have relied on Jack to help them get their projects accomplished and get them through our system. Also, Jack has brought to us a wealth of knowledge of the development community and the knowledge of planning since he worked for the County Planning Commission as their Executive Director for 25 years. Knowing that we are going to experience that loss, we hope that you will agree to bring Jack back on a consulting basis at about ten hours a week to work with the staff in Development Services and to help represent utility issues in the comprehensive planning process that is beginning with some meetings even yet this week. Also, Jack will be working on some special projects. One of the things that we foresee him doing is helping us convert all of our area connection fees that are currently based on acres to an ERU basis.

See Item 21.

21. Approval of Professional Services Agreement between the City of Fort Wayne and Ned Byrer for Miscellaneous Financial Services consultation. This agreement shall not exceed $20,000.00.

Len Poehler: Ned is the former Associate Director of Finance. Over the next few months, we need Ned to assist us in financial matters including debt feasibility, rate analysis, and miscellaneous

accounting issues. Ned has specific knowledge and expertise that will be important in helping us make good decisions. We expect to use him six to ten hours per week.

Greg Meszaros: It is a loss to lose both Ned and Jack at the same time, who have retired after many years of great service. I am so pleased that they are willing to continue to help us out in transitioning their retirements and their wisdom and knowledge.

Denise Porter-Ross moved approval of Items 20 and 21. Motion carried. Copy to be placed on file in vault.

22. Approval of Professional Services Agreement between the City of Fort Wayne and Malcolm Pirnie, Inc., for planning services for scoping the Lime Sludge Facilities Plan at the Three Rivers Filtration Plant. This agreement shall not exceed $5,700.00. Planning and Design Services recommends approval.

Mark Gensic: The last two years, we have been doing some comprehensive master planning for the Water Utility. We have completed our high level planning associated with the major components of our facilities. This year, we are going to do some focused planning associated with the Water Filtration Plant. We are calling it part of our Phase II work. I worked with Chet Shastri and others at the plant to identify one of their most troublesome areas. I recently reviewed one of their quarterly reports. I note a number of work orders and projects done internally- even some of our efforts in terms of our construction contract associated with replacing flights and chains and maintenance work orders and desludging and flocculation drives and controls. This is our sludge removal system. We do a lot. We add lime to the raw river water. We do a lot of settling; and then we do a lot of pumping and transferring of sludge. We have three different plants, but within those three plants are sub plants. There are a total of seven altogether. With that, there are two different processes at the pump. So, we have like 16 different locations where we are transferring sludge. We are going to find a way to improve that process in order to improve the quality of the water. Malcolm Pirnie is one of the consultants that has some wisdom, knowledge, and past experience with our plant. They are going to participate in a workshop and review of our existing data. We are going to be coming back to you in a month or so with our proposed facilities planning and the consultant we choose to help us work through these efforts.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

23. Approval of Secondary Development Plat for Canyons of North Pointe Woods Section II.

Denise Porter-Ross moved approval. Plat to be sent to Plan Commission.

24. Approval of write-off of Barrett Law Accounts in the amount of $12,395.36.

Denise Porter-Ross moved approval. Motion carried. Write-offs to be sent to Barrett Law Department.

25. Approval of Barrett Law Claims in the amount of $14,562.69 for the week of February 25, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

26. Approval of General Accounting Claims in the amount of $3,761,741.64 for the week of February 25, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

27. Old Business.

i. Approval of Resolution Amending the Rules and Regulations of the Fort Wayne Water Pollution Control Utility.

Denise Porter-Ross moved to untable. Motion carried. Item untabled.

Mary Jane Slaton: We discussed this a little bit last week and would be happy to answer any questions you might have. Just to give you an overview, there are two proposed changes to the Sewer Rules and Regulations in this resolution. The first gives our Customer Service Department some additional ability to make sure that tenants and properties that have sewer only accounts are not getting farther and farther and farther behind in their accounts. At a certain point, when tenants may have accumulated at 200-dollar past-due bill in the preceding twelve months, we could convert those accounts back into the landlord's name. WE have had some meetings with representatives of the local real estate market and have discussed it with them. We have also discussed it with Councilman Schmidt. I believe they understand why it is important for us to have this ability. They have had some suggestions and changes, which we have incorporated into this resolution. The other part allows us to suspend the license of sewer tap contractors if we find they have been abusing those licenses. Judy can answer more questions about that as well.

Bob Kennedy: I have no more questions.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

28. New Business.

Meeting adjourned at 9:45 a.m.

Robert P. Kennedy, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, John Suarez, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Len Poehler – Associate Director of Finance for City Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Mary Jane Slaton – Development Services. Mark Gensic, Mike Thornson, and Doug Fascik - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. David Ross – City Engineer. Rick Orr and Ken Nicolet – Public Works Administration. Kristine Degabriele – Associate City Attorney. Dawn Ritchie – Solid Waste Department. Bob Young – National ServAll. Dan Brenner – Property Manager.

1. Approval of Board of Public Works Minutes for February 25, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. RECEIVE BIDS: Improvement Resolution #1585-04, *Lexington Avenue Area Partial Sewer Separation.*

BIDDER	**BID AMOUNT**
All Star Construction	1,349,189.00
Benchmark Construction	No Bid
Bercot, Inc.	1,456,920.00
Bertsch & Associates	No Bid
Bunn, Inc.	**1,068,821.21**
EJ Prescott	No Bid
Fleming Excavating	1,255,675.57
Fox Contractors	No Bid
Hydro Conduit	No Bid
Midwest Tile and Concrete	No Bid
Pioneer Associates	No Bid
Scheidleman Excavating	No Bid
Wayne Asphalt	No Bid
Engineer's Estimate	**$1,665,554.00**

   Engineering Support Services to tabulate and report.

3. IMPROVEMENT RESOLUTION #6985-04, *Hessen Cassel Road: Mono Gene to South of Paulding Road.*

   Mario Trevino: The existing concrete pavement will be fractured in place. This is typically called a crack and seat project. It will then be compacted and a new curb edge will be constructed. Then a new asphalt layer will be placed over the fractured concrete. A bid opening is expected March 24 and the completion date is scheduled for August 15.

   Denise Porter-Ross: Does that section of Hessen Cassel already have curbs or will these be new?

   Mario Trevino: They already have curbs, but this is a concrete pavement and curbs are integral with the concrete pavement.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

4. IMPROVEMENT RESOLUTION #6986-04, *Oakdale Drive.*

Mario Trevino: The scope of work involves total reconstruction of curbs, walks, ramps, and drive approaches. If the project is not remonstrated, the adjacent property owners will share in 60% of the cost to construct the drives and the walks and the City will cover the remaining 40% share. The City will also cover 100% of the cost to reconstruct the curbs and the ramps. The expected completion date will be June 15, 2003. The property owners petitioned for curbs and walks. The curbs are going to be constructed as part of a utility project. We are working in unison in coordinating this project with the sewer work that is going on there now.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

5. IMPROVEMENT RESOLUTION #6974-03, *Calhoun Street Railroad Viaduct Painting*.

Mario Trevino: We completed Phase I, which is installing the handrail. We are moving now into Phase II, which is the pressure washing of the area. This is the viaduct between Grant Street and Murray Street. We will paint the steel structures. The bid opening is set for March 24 and the completion date is scheduled for June 30.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

6. Approval of Resolution #91-43-6, *Release of Planned Sanitary Sewer Service Area – West County Line Parcel*.

Ted Nitza: The resolution before you today involves a parcel of land 14 acres in size. This location is along U.S. 30 at the most western edge of Allen County adjacent to West County Line Road. This area is within the planning area, as most areas of Allen County are for service by the City of Fort Wayne Sewer Utility. The distance between this small parcel and our existing infrastructure is several miles, and the expected revenue from their planned development, being commercial, is not expected to provide and economic justification for the Utility to provide service at this time. A removal of this parcel does not significantly affect the viability or lessen the opportunities for serving other areas along the support corridor. This removal will allow the developer to seek service elsewhere. This resolution today removes the West County Line Parcel, and just the parcel, from the planning area for service by the City of Fort Wayne City Utility, but states that all other planning areas remain in effect. I recommend approval of this resolution.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

7. Approval of Resolution 91-43-7 extending the Basic Residential Solid Waste Contract.

See Item #9.

8. Approval of Resolution 91-43-8 extending Alternate Four to the Curbside Recycling Contract.

See Item #9.

9. Approval of Resolution 91-43-9 increasing Residential Solid Waste Contracts according the Consumer Price Index.

Dawn Ritchie: Our first resolution is an extension of the basic solid waste contract. This is for our weekly garbage collection with our contractor, National Serv-All. We are now in the fifth year of a five-year contract. Under our contract language, we are able to extend the contract one additional year. However, we must give our contractor 180 days advance notice of an extension. National Serv-All has expressed its desire to extend the contract with the City of Fort Wayne. Mr. Kennedy and I have both spoken with the Chief of Staff and the Mayor. They support the extension of this contract. As far as the Solid Waste Department is concerned, we have been very pleased with the performance of National Serv-All. They have partnered with us in Six Sigma Projects. They have done their best to resolve problems that we have encountered with solid waste collection. Fortunately, there haven't been to many problems, in fact. They have worked hand-in-hand with us and we have developed a great partnership. Of course, this is contingent upon City Council's support and also the appropriation of funds to pay for garbage collection in 2005.

Denise Porter-Ross: And then will we negotiate another five-year contract at the end of this extension?

Dawn Ritchie: Yes. Actually, we will hopefully bid out a new contract early next year. Also, I do have Mr. Bob Young here from National Serv-All. He is the Municipal Services Manager.

Bob Kennedy: Dawn, you may want to explain in a little bit more detail why we are extending it with the Aboite Annexation coming in.

Dawn Ritchie: There are a variety of reasons why we would like to extend it. I have already mentioned a few. In the nine and a half years I have been with the Solid Waste Department, the last couples have been the best in terms of cooperation and open communication with our contractor. Also, we were concerned if we allowed the contract to expire this year, we would start up a new contract early next year, whereas we are annexing nearly 30,000 residents at the beginning of 2006. So, we felt it would be better if we started a new contract at the same time we annex the Aboite residents.

John Suarez moved approval of Items 7, 8, and 9. Motion carried. Copies to be herein incorporated.

10. Approval of Construction Contract #1601-04, *Anthony Wayne, South Walton Avenue, and Mount Vernon Park Additions Water Main Replacement*, between the City of Fort Wayne and All Star Construction in the amount of $1,314,598.50.

John Suarez: Are they in compliance with their E.B.E.?

Chuck Bailey: Yes.

Denise Porter-Ross moved approval. Motion carried. Contract to go to City Council for approval.

11. Approval of Construction Contract #1647-03, *Lake Forest Pumps and Controls*, between the City of Fort Wayne and Robert E. Crosby, Inc., in the amount of $109,000.00.

John Suarez moved approval. Motion carried. Contract to go to City Council for approval.

12. Approval of Construction Contract #6979-04, *Danbury Drive*, between the City of Fort Wayne and Newell Construction in the amount of $61,744.00.

Denise Porter-Ross moved approval. Motion carried. Notice to Proceed to be sent.

13. Approval of Sanitary Sewer Contract #2004-S-04 between the City of Fort Wayne and Woodfield Corporation, LLC, to construct a local sanitary sewer system to serve Woodfield Section III. This project is privately funded and is a green zone. It is located outside the City in an area that has volunteered annexation to the City of New Haven.

Mary Jane Slaton: This is a little bit unique, because it is our service area, but this is a subdivision that has volunteered annexation to the City of New Haven. This project will serve approximately 14 acres and 19 residential lots. It is located north of Seiler Road and West of Hartzell Road.

Denise Porter-Ross moved approval. Motion carried. Sewers to be constructed.

14. Approval of Change Order #1 – Final, received from Maddox Industrial Contractors for Construction Contract #664-02, *WPCP Sluice Gate Rehabilitation*, decreasing the original contract price of $261,000.00 by $173.32. Including this change order, the new contract price will be $260,826.68.

Ron Sheppard: This is just our final closeout change order on this particular project.

John Suarez moved approval. Motion carried. Contract price decreased.

15. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing, Inc., for Water Contract #2003-W-11 as an integral part of the City's water distribution system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

16. Approval of agreement between the City of Fort Wayne and Verizon for the relocation of telephone lines beside the McMillen Ice Rink Parking Lot. Compensation shall be a lump sum of $4,650.86 and will be funded through Sewer Utility Revenues.

Pat Callahan: In the design of the new storm sewer for the Camp Scott project, we are running a 60 inch pipe parallel to the south edge of the parking lot of the ice rink in McMillan Park. Currently, that area is occupied by telephone line and we would like Verizon to move it over so we can put our stormwater pipe in the most cost-

effective place. This is simply a letter of agreement between the City of Fort Wayne and Verizon to relocate that telephone line.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

17. Approval of Professional Services Agreement between the City of Fort Wayne and Barrett McNagny for legal services related to property acquisition for a capacity improvement project on the North Maumee Interceptor. The total fees under this agreement are estimated to be $50,000.00. Development Services recommends approval.

Mary Jane Slaton: We have been in negotiations with a property owner, where we would like to acquire the property for a possible future capacity improvement for our North Maumee System. We have had a couple of appraisals done on the property and have made a fair and reasonable offer to the property owner. We believe that we may be in a situation where if we decide to pursue this piece of property, we may have to go through condemnation. I believe that if we do condemn the property, there will be an appeal the court and we will have to pursue this through the court system. We would like to bring Barrett & McNagny on to assist us. The estimated cost of total acquisition of the property is $50,000.00. It does not mean that we would necessarily spend that amount of money if we were able to either negotiate a purchase of this piece of property or somehow short circuit the condemnation process. We would like to go ahead and bring Barrett & McNagny on early in the process to assist us.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

18. Approval of Professional Services Agreement between the City of Fort Wayne and Design Collaborative, for replacement of Motor Filter A in Filter Backwash Pump Vault in the amount of $3,000.00. Planning and Design Services recommends approval.

Doug Fascik: An existing motor control center is located in the Filter Backwash Pump Vault at the Three Rivers Filtration Plant. This was damaged by some flooding that occurred in the area. We want to retain Design Collaborative's services to redesign and replace this.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

19. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill for design and construction services related to the Plant Three Sludge Pumps. Compensation for services performed shall not exceed $113,104.00. Planning and Design Services recommends approval.

Mark Gensic: At our Filtration Plant, we have a lime softening process that produces high quality water. Plus, we have the added bonus that not a lot of communities have, and that is we have softened water. For people who are not on our water supply and get their water from wells, they know the difference because of rusty water. Combining lime with the river turbidity creates a lot of sludge. That sludge goes out four miles east of here to our lime sludge beds. We end up eventually putting it back on the land as a soil conditioner. It does create a high volume. At our Filtration Plant, we have a Master Pump Station and this project is all about involving the reliability of those pumps and also replacing two of the worn out pumps. This will be a multi-year project. This first phase is to get the engineering design and we hope to move into this spring and summer to start ordering the pump and doing the construction. This project is about twenty-four hour day, seven day a week lime sludge pumping away from that plant, and we are moving forward with it.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

20. Approval of Professional Services Agreement between the City of Fort Wayne and GAI Consultants for the design of improvements to Main Street from Jefferson Boulevard to Leesburg Road. Compensation for services performed shall not exceed $30,800.00 and will be funded through the Local Road and Street Fund and the Stormwater Utility Account.

David Ross: This project is a continuation of the rehab work we have been doing in that corridor with the Leesburg Road Extension form Spring Street down to Main Street; and of course, at Jefferson Boulevard throughout the whole southwest section there. We had GAI perform a field survey earlier. They provided a base map showing the existing conditions. We have used that to evaluate the pavement and the utilities located in the project area. We came up with a scope of work which included removing the existing curbs and driveway approaches, crack and seating the cement concrete pavement, installing a bitumous or asphalt overlay over the broken-up concrete, and extending a storm sewer to take care of some of the drainage problems. They have provided us with a fee to provide the design services and the design fee plus the survey fee is approximately

10% of the estimated construction work for the project, which falls within the reasonable range for professional services.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

21. Approval of Interdepartmental Agreement between the City of Fort Wayne and Science Central allocating $8,971.00 ($5,000.00 from District 5 CEDIT Funds and $3,971.00 from At-Large CEDIT Funds) to be used for the installation of a well.

Rick Orr: Our At-Large Council Members and Councilman Pape wanted to use some of their CEDIT dollars to try to wrap up a sinking of a second well at Science Central. This is not a well for drinking water; it is a geothermal heating and cooling system. With the volume of water that they use for this, they are anticipating that Well #1 will fail within the next few years. With the two wells, they can switch back and forth – use one well for a time, let it rest, and go to the other. At-Large did a grant last fall as well for this. This is pretty much just the balance of what they need to complete this project.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

22. Approval of request from the Property Management Department to approval a service agreement for Edward P. Baatz to farm the city-owned property at the corner of Rothman and Young Roads from April 1, 2004 to March 31, 2005, and to have ownership of the crops grown.

Dan Brenner: Approximately four acres of this parcel is vacant ground that needs to be mowed during the summer. Mr. Baatz is a farmer who lives in the area. The City has entered into a service agreement with Mr. Baatz, whereby he will farm this parcel and retain the income generated from the farm as this will alleviate the need and expense to mow this parcel and as it will be done at no cost to the City, we are asking for Board approval of this service agreement.

Bob Kennedy: This has been ongoing for the past several years?

Dan Brenner: Mr. Baatz had farmed this in the past. Last year he didn't though.

Denise Porter-Ross: What is it, soybeans?

Dan Brenner: Probably soybeans, wheat,...

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

23. Approval of request from the Property Management Department to approval the renewal of CR Realty's lease to occupy office space at the Civic Center Parking Garage.

Dan Brenner: This property is located at 1021 S. Calhoun Street. It is adjacent to the Civic Center Parking Garage. CR Realty has leased this space since 1989. They recently informed the City of their intent to exercise their right to renew the lease for one additional five-year term. The rent payment would be adjusted based upon a CPI calculation. Per terms of the original lease, we are asking Board approval of renewal of this lease agreement.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

24. Approval of write-off of City Utilities' delinquent accounts in the amount of $4,792.33.

Denise Porter-Ross moved approval. Motion carried. Write-off's to be sent to Utility Accounting.

25. Approval of Barrett Law Claims in the amount of $4,706.78 for the week of March 3, 2004.

John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

26. Approval of General Accounting Claims in the amount of $4,709,851.74 for the week of March 3, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

27. Old Business.

28. New Business.

Meeting adjourned at 9:35 a.m.

Robert P. Kennedy, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MARCH 3, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:36 A.M.

GREG MESZAROS, CHAIRMAN
JOHN SUAREZ, MEMBER
DENISE PORTER-ROSS, MEMBER
JUSTIN BRUGGER, CLERK

Present: Greg Meszaros, Denise Porter-Ross, John Suarez, and Justin Brugger. Bob Kennedy – Associate Director of Public Works and Utilities. Len Poehler – Associate Director of Finance for City Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Mary Jane Slaton – Development Services. Mark Gensic, Mike Thornson, and Doug Fascik - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. David Ross – City Engineer. Rick Orr and Ken Nicolet – Public Works Administration. Kristine Degabriele – Associate City Attorney. Dawn Ritchie – Solid Waste Department. Bob Young – National ServAll. Dan Brenner – Property Manager.

1. Approval of Board of Stormwater Management Minutes for February 18, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. IMPROVEMENT RESOLUTION #1615-04, *Sunnybrook Acres 1st and 2nd Addition Stormwater System Improvements*.

   Mike Thornson: This is not so much a stormwater drainage problem area as it is a problem with an overloaded sanitary sewer system. We were asked to look for ways to get the stormwater out of the sanitary sewer system. We came up with this project, which will improve drainage in this three-block area at the south end of Sunnybrook Acres. It involves approximately 4,000 LF of roadside swale improvements, just under 2,000 LF storm sewer and culvert improvements, a lot of work on the roadside ditches extending the storm sewer through the addition and discharging into the Salge Drain. I understand there is a lot of basement backups in this area, and this will work in conjunction with the current sanitary sewer system that are going on out in that area right now. We will need nine easements for the storm sewer and it will be totally funded by Stormwater Utility Revenues.

   Greg Meszaros: This is our Rothman Sanitary Sewer System – an area where we have had chronic overflows. This will help out a lot. Do you have the easements for this project?

   Mike Thornson: We have most of the easements for this project. My understanding is that all of the property owners are in favor of this. So, we expect to get all the easements without any problem.

   Denise Porter-Ross: The one concern that a lot of the residents in that area have is the congestion of construction that is going to go on. We are trying to work as best we can with knowing which projects are going on along the St. Joe Road corridor on both sides of the road. This one is going to be on the east side. Just keep me informed and I will be able to keep them informed of what is going on. The understanding I have is St. Joe Road should be open for traffic throughout all these construction pieces.

   Mike Thornson: This doesn't actually extend to St. Joe Road at all.

   Denise Porter-Ross: No, but they are trying to get out to get there.

   Mike Thornson: Our hope is that we will move right in as soon as they get done with the other project.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

3. Approval of Sewer Contract #2004-ST-02, *Brooklyn Medical Storm*, between the City of Fort Wayne and BMA Realty, LLC, to construct a local storm drainage system to serve the Brooklyn Medical Association.

   Mary Jane Slaton: This project involves about 600 feet of storm sewer. It is a storm sewer relocation project that will facilitate the development of the new Brooklyn Medical Building and the Brooklyn Apartments.

John Suarez moved approval. Motion carried. Sewers to be constructed.

4. Old Business.

5. New Business.

Meeting adjourned at 9:40 a.m.

Greg Meszaros, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk to the Board

BOARD OF PUBLIC WORKS AGENDA
MARCH 10, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, and Justin Brugger. Greg Meszaros – Director of Public Works and City Utilities. Kristine Degabriele – Associate City Attorney. Michelle Nelson and Ken Nicolet – Public Works Administration. John Perlich – Public Information Officer. Mario Trevino – Transportation Engineering Services. Nathan Baggett, Bill Maxwell, and Paul Powers – Planning and Design Services. Chuck Bailey, Carl Wilson, and Marsha King – Contract Compliance. Ron Sheppard – Engineering Support Services. Lisa Ramos – Development Services. Not Present: John Suarez.

1. Approval of Board of Public Works Minutes for March 3, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. **RECEIVE BIDS**: Improvement Resolution #1663-04, *Engle Road Lift Station.*

BIDDER	**BID AMOUNT**
Maddox Industrial Contractors	**56,100.00**
Robert E. Crosby	63,135.00
Engineer's Estimate	*$63,250.00*

   Engineering Support Services to tabulate and report.

3. **AWARD:** Improvement Resolution #1585-04, *Lexington Avenue Partial Sewer Separation*, to Bunn Excavating in the amount of $1,068,821.20. Prior Approval has been requested.

   Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

4. **Improvement Resolution** #6987-04, *Arlington Park Association Concrete Repairs.*

   Mario Trevino: This project is to reconstruct Oak Creek Court by reconstructing 300 feet plus the cul-de-sac with concrete pavement, curbs, and drive approaches.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

5. Approval of Resolution #91-58-5, *Authorization of Signatories for the State Revolving Fund (SRF) Sewer Loan.*

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

6. Approval of Sanitary Sewer Contract #2004-S-03 between the City of Fort Wayne and Pine View Land Corporation to construct a local sanitary sewer system to serve *Sorrento Section III.* This project is located outside the City, contains provisions for Waiver of Remonstrance Against Annexation, is in a green zone, and will be funded through private and utility capital. A letter of conceptual approval has been granted.

   Lisa Ramos: This sanitary sewer project will serve 56 lots in Sorrento Section III.

   Denise Porter-Ross moved approval. Motion carried. Sewers to be constructed.

7. Approval of Sanitary Sewer Contract #2004-S-06 between the City of Fort Wayne and Park Center, Inc., to construct a local sanitary sewer system to serve *Bluffton Road – Richardville Apartments*. This project is privately funded, located inside the City, and is in a green zone.

   Lisa Ramos: This is to serve the Richardville Apartments near Winchester Road.

Denise Porter-Ross moved approval. Motion carried. Sewers to be constructed.

8. Approval of Escrow Agreement between the City of Fort Wayne and All Star Construction for Construction Contract #1601-04, *Anthony Wayne, South Walton Avenue, and Mount Vernon Park Water Main Replacement*, in the amount of $131,459.85.

   Denise Porter-Ross moved approval. Motion carried. Copy to be sent to Escrow Agent.

9. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating for Sanitary Sewer Contract #2003-S-34, *Goeglein Road*, as an integral part of the City's sanitary sewer system. 91-59-9

   Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

10. Approval of recommendation from Engineering Support Services to accept the work performed by Insituform Technologies USA, Inc., for Construction Contract #678-02, *General CIPP 2002*, as an integral part of the City's sewer system. 91-59-10

    Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

11. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Construction Contract #1099-02, *Bowser, Calhoun, and Kenwood*, as an integral part of the City's water distribution system. 91-59-11

    Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

12. Approval of Authorization for Full Release of Escrow received from All Star Construction for Construction Contract #1099-02, *Bowser, Kenwood, and Calhoun Water Main Replacement*, in the amount of $36,516.49.

    Denise Porter-Ross moved approval. Motion carried. Copy to be sent to Escrow Agent.

13. Approval of agreement between the City of Fort Wayne and the Indiana Department of Transportation stating that the City will comply with established acts and policies in acquiring property of additional public rights-of-way for the *Wayne Trace: Oxford Street to McKee Street* Project.

    Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

14. Approval of Amendment #1 to the Professional Services Agreement for Sluice Gate Rehabilitation Engineering between the City of Fort Wayne and Earth Tech Engineers, increasing the contract amount of $28,900.00 by $2,200. Including this amendment, the new price of the agreement will be $31,100.00.

    Bill Maxwell: Earth Tech Engineers and the Board of Public Works entered into a Professional Services Agreement to provide engineering and designs for the WPCP Sluice Gate Rehabilitation Project, along with some additional construction services. During the construction phase of the work by the contractor, Maddox Industrial, planned rehabilitation of a concrete discharge structure revealed that the structure's concrete was much further deteriorated that originally thought. While the contractor's workers were removing the damaged regions of the Pond No. 1 outfall structure, a large section of the concrete fell away beneath a worker. The section that broke away was supporting the mechanism that controls the gate movement, and the large five-ton iron sluice gate. Furthermore, once that portion of the concrete fell away, additional visual examination of the structure showed that other areas were suspicious, and should be examined.

    Earth Tech was asked to provide additional Engineering examination and to develop a possible plan to restore the structure.

    Earth Tech provided this service, employing a testing service to provide some of the necessary expert examination of the condition of the concrete by taking core samples of the balance of the failed wall.

    Once the amount of work to restore the structure was realized, it was decided that we would postpone the work of restoration of this structure, because of the questions we continue to be faced with.

    The realization that a different use of the pond, or the elimination of this particular discharge point suggests that placing considerable money into restoring this structure just to raze it would not be using funds properly.

    Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

15. Approval of Amendment No. 2 to the Contract for Professional Engineering Services between the City of Fort Wayne and Commonwealth Engineers, Inc., for additional design services. This amendment is for an additional $24,900.00 and increases the not-to-exceed amount for this Contract to $136,400.00. Planning and Design Services recommends approval.

Paul Powers: On February 26, 2003, the City entered into an agreement with Commonwealth Engineers for certain professional engineering services related to the Parkerdale Sanitary Sewer Extension. We now wish to have Commonwealth perform additional services necessary to perform additional surveying and prepare design documents for an approximately 300 foot sewer extension on Evard Road, terminating at Reed Road; to prepare easement plats and update the soil and erosion plan; to attend pre-construction conferences, perform periodic site visits and attend selected progress meetings.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

16. Approval of write-off of City Utilities' delinquent accounts in the amount of $67,050.87 for the months of November and December 2003.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

17. Approval of Barrett Law Claims in the amount of $820,000.00.

Denise Porter-Ross moved approval. Motion carried. Copy to be sent to Finance Department.

18. Approval of General Accounting Claims in the amount of $6,610,429.69.

Denise Porter-Ross moved approval. Motion carried. Copy to be sent to Finance Department.

19. Old Business.

20. New Business.

Meeting adjourned at 9:13 a.m.

Robert P. Kennedy, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk to the Board

BOARD OF STORMWATER MANAGEMENT AGENDA
MARCH 10, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:14 A.M.

GREG MESZAROS, CHAIRMAN
JOHN SUAREZ, MEMBER
DENISE PORTER-ROSS, MEMBER
JUSTIN BRUGGER, CLERK

Present: Greg Meszaros, Denise Porter-Ross, and Justin Brugger. Bob Kennedy – Associate Director of Public Works and City Utilities. Kristine Degabriele – Associate City Attorney. Michelle Nelson and Ken Nicolet – Public Works Administration. John Perlich – Public Information Officer. Mario Trevino – Transportation Engineering Services. Nathan Baggett, Mike Thornson, Bill Maxwell, and Paul Powers – Planning and Design Services. Chuck Bailey, Carl Wilson, and Marsha King – Contract Compliance. Ron Sheppard – Engineering Support Services. Lisa Ramos – Development Services. Not Present: John Suarez.

1. Approval of Board of Stormwater Management Minutes for March 3, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. **Improvement Resolution** #1667-04, *Landmark Drive Drainage Improvement Project.*

   Mike Thornson: A chronic stormwater drainage problem exists in the easement adjacent to properties along Landmark Drive and Windlass Drive and Water Resources has determined that this is a public problem and a drainage improvement is warranted. We have developed an improvement plan to repair the stormwater drainage problem involving the installation of approximately 498 LF of 6-inch HDPE and ductile iron, 12 30-inch inlets and 1 48-inch manhole. Invitational bids were received from three contractors and T-E Incorporated returned the most favorable Bid. Therefore, we are recommending to the Board to approve this resolution and request the Purchasing Department to issue a Purchase Order to T-E Incorporated in the amount of $24,785.00.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

3. **Improvement Resolution** #1668-04, *Allegany Avenue Storm Sewer Project.*

   Mike Thornson: A chronic stormwater drainage problem exists in the road right-of-way of Allegany Avenue. Water Resources has determined that it is a public problem and a drainage improvement is warranted. We have developed an improvement plan to repair the problem involving the installation of approximately 142 LF of 12-inch HDPE pipe, 177 LF of 15-inch HDPE pipe, and six 30" x 30" concrete inlets. Invitational bids were received from three contractors and Liberty Construction submitted the most favorable bid. Therefore, I recommend the Board approve this resolution and request the Purchasing Department to issue a Purchase Order to Liberty Construction in the amount of $18,658.00.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

4. Old Business.

5. New Business.

Meeting adjourned at 9:17 a.m.

Greg Meszaros, Chairman

Denise Porter-Ross, Member

John Suarez, Member

Attest: Justin Brugger, Clerk to the Board

BOARD OF PUBLIC WORKS MINUTES
MARCH 17, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, and Justin Brugger. Greg Meszaros – Director of Public Works and City Utilities. Kristine Degabriele – Associate City Attorney. Michelle Nelson and Ken Nicolet – Public Works Administration. John Perlich – Public Information Officer. Mario Trevino – Transportation Engineering Services. Nathan Baggett, Bill Maxwell, and Paul Powers – Planning and Design Services. Chuck Bailey and Carl Wilson – Contract Compliance. Ron Sheppard – Engineering Support Services. Mary Jane Slaton – Development Services. Thomas Niezer - Barrett McNagny. Kevin Holle - Geographic Information Systems. Not Present: John Suarez.

1. Approval of Board of Public Works Minutes for March 10, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. RECEIVE BIDS: Improvement Resolution #6980-04: *West Foster Parkway - Webster Street to Harrison Street.*

BIDDER	**BID AMOUNT**
Brooks Construction	42,225.00
Garcia Concrete	35,250.00
Hipskind Concrete	33,343.00
Key Concrete	**25,116.50**
Newell Construction	31,710.00
Primco	27,247.29
Widner Paving	29,383.00
Engineer's Estimate	$34,380.00

   Transportation Engineering Services to tabulate and report.

3. RECEIVE BIDS: Improvement Resolution #1528-04: *Replacement of 48-Inch Butterfly Valve (HD-30), Three Rivers Filtration Plant.*

BIDDER	**BID AMOUNT**
All Star Construction	**22,900.00**
Bercot, Inc.	36,957.00
Fox Contractors	39,886.00
Land Construction	No Bid
Engineer's Estimate	$163,000.00

   Engineering Support Services to tabulate and report.

4. AWARD: Improvement Resolution #1616-04, *Indian Village Phase II Water Main Replacement*, to All Star Construction in the amount of $335,100.00.

   Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

5. AWARD: Improvement Resolution #1663-04, *Engle Road Lift Station*, to Maddox Industrial Contractors in the amount of $56,100.00.

Denise Porter-Ross moved to table. Motion carried. Item tabled.

6. Approval of contract between the City of Fort Wayne and Allen County with Kucera International, Inc., for the purchase and use of orthophotography and data between the City of Fort Wayne and Allen County.

Kevin Holle: Allen County entered into a contract on March 19, 2003, with Kucera International for orthophotography. Allen County will deliver one complete copy of the delivered orthophotography in black and white, both compressed and uncompressed, and any other digital photographic products delivered by Kucera to the City on or before April 1, 2004. Allen County shall permit Fort Wayne to access the color orthophotography on Allen County's computer server. Allen County shall also provide the City a compact disc containing topographic data of certain sections of Eel River, Perry, Cedar Creek, Lake, Washington, St. Joseph, Milan, Adams, Wayne, Aboite, Lafayette, and Pleasant Townships. In exchange, City Utilities shall pay Allen County $72,700.00.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

7. Approval of recommendation from Engineering Support Services to accept the work performed by Liberty Construction for Sanitary Sewer Contract # 2003-S-36, *U.S. Highway 33 Sewer Extension*, as an integral part of the City's sanitary sewer system. 91-65-7

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

8. Approval of recommendation from Engineering Support Services to accept the work performed by Fleming Excavating, Inc., for Construction Contract #1106-01, *Three Rivers Filtration Plant – Hurshtown Embankment Repairs*, as an integral part of the City's water distribution system. 91-65-8

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

9. Approval of Authorization for Full Release of Escrow received from Fleming Excavating for Construction Contract #1106-01, *Three Rivers Filtration Plant – Hurshtown Embankment Repairs*.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

10. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc., for Engineering Services associated with preliminary design of alarm system improvements at the Water Pollution Control Plant.

Mark Gensic: The existing WPCP alarm annunciation system consists of a Win911 software package that is tied to a paging system. The Win911 system obtains alarms from an existing process control system but has the following deficiencies: it only recognizes a chlorine leak, it cannot override the paging system, and the alarm audio system cannot be heard throughout the plant. For this project, Donohue proposes to evaluate deficiencies for the WPCP staff alarm awareness. The alarm conditions that will be rebroadcasted will be chlorine gas leak and WPCP fire. The study will identify the cost effective solution to collect the necessary alarm signals and rebroadcast them to meet the WPCP needs. Compensation for these services shall be on a per diem basis with a not-to-exceed amount of $15,000.00.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

11. Approval of Professional Services Agreement between the City of Fort Wayne and Christopher B. Burke Engineering for 2004 Ongoing Watershed Management Services. The cost of this contract shall not exceed $88,000.00.

Mary Jane Slaton: Christopher Burke will be supporting the bi-monthly Maumee River Basin Partnership of Local Government's meetings, as-needed assistance with the Combined Sewer Overflow (CSO) Program, and as-needed assistance with the Stormwater Phase II Program Implementation.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

12. Approval of Professional Services Agreement between the City of Fort Wayne and the Concordia Cemetery Association, Inc., to provide professional services for the relocation of approximately 82 gravesite currently located in the Parker Cemetery. Compensation for services performed shall be $552,538.00, funded through the Federal Aid and CEDIT Accounts.

Thomas Niezer: This agreement contains an acknowledgement of plans for relocation, a conveyance of City parcel, conveyance of association parcel, provides for the relocation of existing graves and future maintenance of the graves. This was a delicate situation that was handled very well by all parties involved.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

13. Approval of resolution for payment for relocation of AEP facilities serving Park Center. 91-65-13

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

14. Approval of Barrett Law Claims in the amount of $3,722,167.19 for the week of March 17, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

15. Approval of General Accounting Claims in the amount of $180.95 for the week of March 17, 2004.

Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

16. Old Business.

17. New Business.

Meeting adjourned at 9:35 a.m.

Robert P. Kennedy, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk to the Board

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BOARD OF STORMWATER MANAGEMENT MINUTES
MARCH 17, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:36 A.M.

GREG MESZAROS, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, and Justin Brugger. Greg Meszaros – Director of Public Works and City Utilities. Kristine Degabriele – Associate City Attorney. Michelle Nelson and Ken Nicolet – Public Works Administration. John Perlich – Public Information Officer. Mario Trevino – Transportation Engineering Services. Nathan Baggett, Bill Maxwell, and Paul Powers – Planning and Design Services. Chuck Bailey and Carl Wilson – Contract Compliance. Ron Sheppard – Engineering Support Services. Mary Jane Slaton – Development Services. Thomas Niezer - Barrett McNagny. Kevin Holle - Geographic Information Systems. Not Present: John Suarez.

1. Approval of Board of Stormwater Management Minutes for March 10, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. IMPROVEMENT RESOLUTION #674-2002, *Royal Oaks East Stormwater System Improvements*.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

3. Approval of Storm Sewer Contract #2004-ST-03, *Trier Road LLC,* between the City of Fort Wayne and Trier Road, LLC, to construct a local storm drainage system to serve Trier Road, LLC.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

4. Approval of Amendment No. 1 to the Professional Services Agreement between the City of Fort Wayne and Clark Dietz, Inc., for assistance in preparing and submitting the NPEDS Stormwater Quality Management Plan as mandated by the Indiana Department of Environmental Management's *Rule 13*. Approval of this amendment will increase the cost of the agreement by $28,300.00 resulting in a not-to-exceed total of $82,300.00.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

5. Old Business.

6. New Business.

Meeting adjourned at 9:40 a.m.

Greg Meszaros, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk to the Board

BOARD OF PUBLIC WORKS MINUTES
MARCH 24, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
JOHN SUAREZ, MEMBER
DENISE PORTER-ROSS, MEMBER
JUSTIN BRUGGER, CLERK

Present: Robert P. Kennedy, Denise Porter-Ross, and Justin Brugger. John Perlich - Public Information Officer. Chuck Bailey and Carl Wilson – Contract Compliance. David Ross – City Engineer. Ken Nicolet and Michelle Nelson – Public Works Administration. Richard Knappenberger and Mark Wilson – Street Project Management. Al Lichtsinn – Street Light Engineering. Mario Trevino – Transportation Engineering Services. Andrew Schipper, Pat Callahan, and Mark Gensic – Planning and Design Services. Kristine Degabriele – Associate City Attorney. Ron Sheppard – Engineering Support Services. Len Poehler – Associate Director for Finance, City Utilities. Not Present: John Suarez.

1. Approval of Board of Public Works Minutes of March 17, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. **RECEIVE BIDS:** Improvement Resolution #6974-03*: Calhoun Street Railroad Viaduct Painting.*

BIDDER	**BID AMOUNT**
Baughman, Inc.	No Bid
Odle, Inc.	**57,548.00**
Standard Coating Service, Inc.	84,000.00
Engineer's Estimate	$97,103.00

   Transportation Engineering Services to tabulate and report.

3. **RECEIVE BIDS:** Improvement Resolution #6985-04*: Hessen Cassel Road: Mono Gene to South of Paulding Road.*

BIDDER	**BID AMOUNT**
Benchmark Construction	No Bid
Brooks Construction	268,114.25
Bunn, Inc.	240,143.80
E&B Paving	No Bid
Hipskind Concrete	239,320.35
Lights and Signals	No Bid
Three Rivers Barricade	No Bid
Wayne Asphalt	**220,026.00**
Engineer's Estimate	$215,341.90

   Transportation Engineering Services to tabulate and report.

4. **RECEIVE BIDS:** Improvement Resolution #6971-03: *Infrastructure Restoration from Flood 2003.*

BIDDER	BID AMOUNT
Harlow Enterprises	32,977.00
Primco, Inc.	No Bid
Widner Paving	**27,912.20**
Engineer's Estimate	$37,795.70

Transportation Engineering Services to tabulate and report.

5. **RECEIVE BIDS:** Improvement Resolution #6987-04: Arlington Park Association Concrete Repairs - 2004.

BIDDER	BID AMOUNT
Brooks Construction	72,600.05
Garcia Concrete	46,467.50
Hipskind Concrete	**45,498.50**
Key Concrete	46,787.00
Primco, Inc.	56,268.24
Widner Paving	60,199.00
Engineer's Estimate	$56,082.68

Transportation Engineering Services to tabulate and report.

6. **AWARD:** Improvement Resolution #1528-02, *Replacement of 48" Butterfly Valve (HD-30) – Three Rivers Filtration Plant*, to All Star Construction in the amount of $27,900.00. Contract Compliance concurs with this award.

Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

7. **AWARD:** Improvement Resolution #6980-04, *West Foster Parkway*, to Key Concrete in the amount of $25,116.50. Contract Compliance concurs with this award.

Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

8. **AWARD:** Improvement Resolution #1663-04, *Engle Road Lift Station*, to Maddox Industrial Contractors in the amount of $56,100.00. Contract Compliance concurs with this award.

Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

9. Approval of Emergency Resolution #91-71-9, *5722 East State Street, Intersection of Voors Drive and East State Street, and 2520 McKinnie Avenue.*

Mario Trevino: This resolution seeks to repair concrete pavement that currently poses a threat to public safety. It is important to cycle in a contractor to repair these particular areas. We have received some bids this morning. Based on our analysis of the bids, we move to award to Primco for the amount of $18,887.69. The completion date for this project is set for April 7.

Denise Porter-Ross moved approval. Motion carried. Emergency Repairs to be made.

10. IMPROVEMENT RESOLUTION #6984-04, *Avalon Addition Concrete Repairs – 2004.*

Mario Trevino: The scope of work involves concrete reconstruction of Kingsway Drive between Breckonwood Drive and Wohama Drive; and the walk replacement at 1809 Lagoma Drive. The bid opening is set for April 7 and the completion date is scheduled for September 10.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

11. IMPROVEMENT RESOLUTION #6988-04, *Miscellaneous Construction Package 3-B-04*.

Mario Trevino: The locations are Oak Trail Road, Deerwood Cove, and Tradewind Cove. The Oak Trail Road will experience concrete repair. Deerwood Cove and Tradewind Cove will have curb constructed around the center islands of the cul-de-sac. The bid opening is set for April 7 and the completion date is scheduled for July 31.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

12. Approval of Construction Contract #1585-04, *Lexington Avenue Partial Sewer Separation*, between the City of Fort Wayne and Bunn Excavating in the amount of $1,068,821.20.

Denise Porter-Ross moved approval. Motion carried. Contract to be sent to City Council for approval.

13. Approval of Change Order No. 1 – Final, received from Benchmark Construction for Construction Contract #6964-03, *Hoagland Avenue, Belmont to Paulding Road*, increasing the original contract price of $212,012.00 by $6,188.14. Including this change order, the new contract price will be $218,200.14.

Mario Trevino: This can be attributed to a few items, such as increases to common excavation, compacted stone, binder and surface to improve the drainage at Belmont Drive Intersection, lowering the intersection to get the water to drain positively towards structures. We also included an item from clearing of right-of-way to remove obstructions to constructing the new walks, such as railroad ties and some buried items. It was also necessary to relocate the existing mailboxes to a place that would not interfere with the construction of the walks. The mailboxes were in very poor shape and so there is a new item for new mailboxes.

Denise Porter-Ross moved approval. Motion carried. Contract price increased.

14. Approval of Change Order No. 1 – Final, received from Lights and Signals, Inc., for Improvement Resolution #290-03, *Miscellaneous Street Light Package 2003-A*, increasing the original contract price of $23,751.50 by $3,634.22. Including this change order, the new contract price will be $27,385.72.

Al Lichtsinn: We had some boring done in some easement areas.

Denise Porter-Ross moved approval. Motion carried. Contract price increased.

15. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing, Inc., for Sanitary Sewer Contract #2003-S-17, *Brickshire Village Section I*, as an integral part of the City's sanitary sewer system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

16. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Construction Contract #1533-03, *Indian Village Phase I Water Main Replacement*, as an integral part of the City's water distribution system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

17. Approval of recommendation from Engineering Support Services to accept the work performed by Fleming Excavating for Construction Contract #1518-03, *Union Chapel Phase II*, as an integral part of the City's water distribution system.

Denise Porter-Ross moved to table. Motion carried. Item tabled.

18. Approval of recommendation from Engineering Support Services to accept the work performed by Brooks Construction for Construction Contract #1094-01, *Coldwater Road Water Main*, as an integral part of the City's water distribution system.

    Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

19. Approval of Full Release of Escrow received from All Star Construction of Construction Contract #1533-03, *Indian Village Water Main Replacement*, in the amount of $34,729.64.

    Denise Porter-Ross moved approval. Motion carried. Release to be sent to Escrow Agent.

20. Approval of Supplemental Agreement No. 4 between the City of Fort Wayne and Bonar Group to provide additional professional services for the design of improvements to St. Joseph Center Road. Proposed services include street lighting design to comply with INDOT requirements. Compensation for services performed shall be $6,342.00, with 80% funded through Federal Aid and 20% funded through the Local Road and Street Account. City Engineering recommends approval.

    Denise Porter-Ross moved approval. Motion carried. Agreement to be sent to the Indiana Department of Transportation for approval.

21. Approval of Professional Services Agreement between the City of Fort Wayne and GRW Engineers, Inc., for Third Street Lift Station Pump Repair Design. This agreement shall not exceed $40,000.00 and will be funded through the Sewer Utility. Planning and Design Services recommends approval.

    Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

22. Approval of Professional Services Agreement between the City of Fort Wayne and Malcolm Pirnie, Inc., for assistance in preparing an evaluation of storage capacity with the combined sewer system with respect to requirements of the CSO control plan. This is a time and material agreement that is not to exceed $14,000.00 and will be funded through WPC Utility revenues. Planning and design services recommends approval.

    Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

23. Approval of agreement between the City of Fort Wayne and Waterswolde Neighborhood Association allocating $19,453.00 from Third District CEDIT Funds for Playground Equipment.

    Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

24. Approval of Barrett Law Claims in the amount of $39,082.15.

    Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

25. Approval of General Accounting Claims in the amount of $4,177,270.48.

    Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

26. Old Business.

27. New Business.

Meeting adjourned at 9:29 a.m.

Robert P. Kennedy, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
MARCH 24, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
JOHN SUAREZ, MEMBER
DENISE PORTER-ROSS, MEMBER
JUSTIN BRUGGER, CLERK

Present: Robert P. Kennedy, Denise Porter-Ross, and Justin Brugger. John Perlich - Public Information Officer. Chuck Bailey and Carl Wilson – Contract Compliance. David Ross – City Engineer. Ken Nicolet and Michelle Nelson – Public Works Administration. Richard Knappenberger and Mark Wilson – Street Project Management. Al Lichtsinn – Street Light Engineering. Mario Trevino – Transportation Engineering Services. Andrew Schipper, Pat Callahan, and Mark Gensic – Planning and Design Services. Kristine Degabriele – Associate City Attorney. Ron Sheppard – Engineering Support Services. Len Poehler – Associate Director for Finance, City Utilities. Not Present: John Suarez.

1. Approval of Board of Public Works Minutes of March 17, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. **RECEIVE BIDS:** Improvement Resolution #6974-03*: Calhoun Street Railroad Viaduct Painting.*

BIDDER	**BID AMOUNT**
Baughman, Inc.	No Bid
Odle, Inc.	**57,548.00**
Standard Coating Service, Inc.	84,000.00
Engineer's Estimate	$97,103.00

   Transportation Engineering Services to tabulate and report.

3. **RECEIVE BIDS:** Improvement Resolution #6985-04*: Hessen Cassel Road: Mono Gene to South of Paulding Road.*

BIDDER	**BID AMOUNT**
Benchmark Construction	No Bid
Brooks Construction	268,114.25
Bunn, Inc.	240,143.80
E&B Paving	No Bid
Hipskind Concrete	239,320.35
Lights and Signals	No Bid
Three Rivers Barricade	No Bid
Wayne Asphalt	**220,026.00**
Engineer's Estimate	$215,341.90

   Transportation Engineering Services to tabulate and report.

4. **RECEIVE BIDS:** Improvement Resolution #6971-03: *Infrastructure Restoration from Flood 2003.*

BIDDER	**BID AMOUNT**
Harlow Enterprises	32,977.00
Primco, Inc.	No Bid
Widner Paving	**27,912.20**
Engineer's Estimate	$37,795.70

Transportation Engineering Services to tabulate and report.

5. **RECEIVE BIDS:** Improvement Resolution #6987-04: Arlington Park Association Concrete Repairs - 2004.

BIDDER	**BID AMOUNT**
Brooks Construction	72,600.05
Garcia Concrete	46,467.50
Hipskind Concrete	**45,498.50**
Key Concrete	46,787.00
Primco, Inc.	56,268.24
Widner Paving	60,199.00
Engineer's Estimate	$56,082.68

Transportation Engineering Services to tabulate and report.

6. **AWARD:** Improvement Resolution #1528-02, *Replacement of 48" Butterfly Valve (HD-30) – Three Rivers Filtration Plant*, to All Star Construction in the amount of $27,900.00. Contract Compliance concurs with this award.

Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

7. **AWARD:** Improvement Resolution #6980-04, *West Foster Parkway*, to Key Concrete in the amount of $25,116.50. Contract Compliance concurs with this award.

Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

8. **AWARD:** Improvement Resolution #1663-04, *Engle Road Lift Station*, to Maddox Industrial Contractors in the amount of $56,100.00. Contract Compliance concurs with this award.

Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

9. Approval of Emergency Resolution #91-71-9, *5722 East State Street, Intersection of Voors Drive and East State Street, and 2520 McKinnie Avenue.*

Mario Trevino: This resolution seeks to repair concrete pavement that currently poses a threat to public safety. It is important to cycle in a contractor to repair these particular areas. We have received some bids this morning. Based on our analysis of the bids, we move to award to Primco for the amount of $18,887.69. The completion date for this project is set for April 7.

Denise Porter-Ross moved approval. Motion carried. Emergency Repairs to be made.

10. IMPROVEMENT RESOLUTION #6984-04, *Avalon Addition Concrete Repairs – 2004.*

Mario Trevino: The scope of work involves concrete reconstruction of Kingsway Drive between Breckonwood Drive and Wohama Drive; and the walk replacement at 1809 Lagoma Drive. The bid opening is set for April 7 and the completion date is scheduled for September 10.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

11. IMPROVEMENT RESOLUTION #6988-04, *Miscellaneous Construction Package 3-B-04*.

Mario Trevino: The locations are Oak Trail Road, Deerwood Cove, and Tradewind Cove. The Oak Trail Road will experience concrete repair. Deerwood Cove and Tradewind Cove will have curb constructed around the center islands of the cul-de-sac. The bid opening is set for April 7 and the completion date is scheduled for July 31.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

12. Approval of Construction Contract #1585-04, *Lexington Avenue Partial Sewer Separation*, between the City of Fort Wayne and Bunn Excavating in the amount of $1,068,821.20.

Denise Porter-Ross moved approval. Motion carried. Contract to be sent to City Council for approval.

13. Approval of Change Order No. 1 – Final, received from Benchmark Construction for Construction Contract #6964-03, *Hoagland Avenue, Belmont to Paulding Road*, increasing the original contract price of $212,012.00 by $6,188.14. Including this change order, the new contract price will be $218,200.14.

Mario Trevino: This can be attributed to a few items, such as increases to common excavation, compacted stone, binder and surface to improve the drainage at Belmont Drive Intersection, lowering the intersection to get the water to drain positively towards structures. We also included an item from clearing of right-of-way to remove obstructions to constructing the new walks, such as railroad ties and some buried items. It was also necessary to relocate the existing mailboxes to a place that would not interfere with the construction of the walks. The mailboxes were in very poor shape and so there is a new item for new mailboxes.

Denise Porter-Ross moved approval. Motion carried. Contract price increased.

14. Approval of Change Order No. 1 – Final, received from Lights and Signals, Inc., for Improvement Resolution #290-03, *Miscellaneous Street Light Package 2003-A*, increasing the original contract price of $23,751.50 by $3,634.22. Including this change order, the new contract price will be $27,385.72.

Al Lichtsinn: We had some boring done in some easement areas.

Denise Porter-Ross moved approval. Motion carried. Contract price increased.

15. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing, Inc., for Sanitary Sewer Contract #2003-S-17, *Brickshire Village Section I*, as an integral part of the City's sanitary sewer system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

16. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Construction Contract #1533-03, *Indian Village Phase I Water Main Replacement*, as an integral part of the City's water distribution system.

Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

17. Approval of recommendation from Engineering Support Services to accept the work performed by Fleming Excavating for Construction Contract #1518-03, *Union Chapel Phase II*, as an integral part of the City's water distribution system.

Denise Porter-Ross moved to table. Motion carried. Item tabled.

18. Approval of recommendation from Engineering Support Services to accept the work performed by Brooks Construction for Construction Contract #1094-01, *Coldwater Road Water Main*, as an integral part of the City's water distribution system.

    Denise Porter-Ross moved approval. Motion carried. Acceptance Letter to be sent.

19. Approval of Full Release of Escrow received from All Star Construction of Construction Contract #1533-03, *Indian Village Water Main Replacement*, in the amount of $34,729.64.

    Denise Porter-Ross moved approval. Motion carried. Release to be sent to Escrow Agent.

20. Approval of Supplemental Agreement No. 4 between the City of Fort Wayne and Bonar Group to provide additional professional services for the design of improvements to St. Joseph Center Road. Proposed services include street lighting design to comply with INDOT requirements. Compensation for services performed shall be $6,342.00, with 80% funded through Federal Aid and 20% funded through the Local Road and Street Account. City Engineering recommends approval.

    Denise Porter-Ross moved approval. Motion carried. Agreement to be sent to the Indiana Department of Transportation for approval.

21. Approval of Professional Services Agreement between the City of Fort Wayne and GRW Engineers, Inc., for Third Street Lift Station Pump Repair Design. This agreement shall not exceed $40,000.00 and will be funded through the Sewer Utility. Planning and Design Services recommends approval.

    Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

22. Approval of Professional Services Agreement between the City of Fort Wayne and Malcolm Pirnie, Inc., for assistance in preparing an evaluation of storage capacity with the combined sewer system with respect to requirements of the CSO control plan. This is a time and material agreement that is not to exceed $14,000.00 and will be funded through WPC Utility revenues. Planning and design services recommends approval.

    Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

23. Approval of agreement between the City of Fort Wayne and Waterswolde Neighborhood Association allocating $19,453.00 from Third District CEDIT Funds for Playground Equipment.

    Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault.

24. Approval of Barrett Law Claims in the amount of $39,082.15.

    Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

25. Approval of General Accounting Claims in the amount of $4,177,270.48.

    Denise Porter-Ross moved approval. Motion carried. Claims to be sent to Finance Department.

26. Old Business.

27. New Business.

Meeting adjourned at 9:29 a.m.

Robert P. Kennedy, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
APRIL 7, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Denise Porter-Ross, John Suarez, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Len Poehler – Associate Director of Finance for City Utilities. Carl Wilson – Contract Compliance. Mary Jane Slaton, Pat Callahan, and Nancy Townsend– Development Services. Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. David Ross – City Engineer. Rick Orr and Ken Nicolet – Public Works Administration. Kristine Degabriele – Associate City Attorney. Dan Brenner – Property Manager. Mike Fruchey – Transportation Engineering Services. Not Present: Bob Kennedy.

1. RECEIVE BIDS: Improvement Resolution #6977-04, *Delaware Avenue: Randallia to Kensington.*

BIDDER	**BID AMOUNT**
Brooks Construction	37,857.10
Garcia Concrete	28,712.00
Hipskind Concrete	25,106.55
Key Concrete	22,369.30
Newell Construction	No bid
Primco	**21,173.00**
Widner Paving	24,602.00
Engineer's Estimate	**28,071.00**

2. RECEIVE BIDS: Improvement Resolution #6984-04, *Avalon Addition Concrete Repairs – 2004.*

BIDDER	**BID AMOUNT**
Brooks Construction	56,000.60
Garcia Concrete	37,510.00
Hipskind Concrete	43,583.25
Key Concrete	35,932.50
Newell Construction	40,825.00
Primco	**34,728.85**
Engineer's Estimate	53,364.50

3. RECEIVE BIDS: Improvement Resolution #6988-04, *Miscellaneous Construction Package 3-B-04.*

BIDDER	**BID AMOUNT**
Brooks Construction	52,000.15
Garcia Concrete	27,586.00
Hipskind Concrete	33,190.00
Key Concrete	**27,168.30**
Newell Construction	31,150.00
Primco	31,784.53
Widner Paving	27,420.80
Engineer's Estimate	**32,197.50**

4. RECEIVE BIDS: Resolution #87-43-15, *Sewer Inspection and Cleaning Service – Contract No. 8.*

BIDDER	BID AMOUNT
Drier & Maller, Inc.	**235,145.00**
National Power Rodding	348,944.25
Reynolds Inliner	271,892.70
Sewer Optical Services	No bid
T-C, Inc.	No bid
Tele-Vac	No bid
Engineer's Estimate	**338,406.15**

5. RECEIVE BIDS: Resolution #87-43-15, *Sewer Inspection and Cleaning Service – Contract No. 9.*

BIDDER	BID AMOUNT
Drier & Maller, Inc.	**282,543.35**
National Power Rodding	376,288.80
Reynolds Inliner	302,491.05
Sewer Optical Services	
T-C, Inc.	
Tele-Vac	
Engineer's Estimate	**362,474.45**

6. Improvement Resolution #6978-04, *Orff Avenue.*

Mike Fruchey: This involves sidewalk reconstruction and restoration. The limits encompass the east side of the 700 Block of Orff Avenue. This is a Barrett Law project. The proposed completion date is July 30, 2004.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

7. Improvement Resolution #6992-04, *Nuttman Avenue.*

Mike Fruchey: This begins at Fairfield Avenue and travels west to South Wayne Avenue. The scope involves reconstruction of curbs, sidewalks, and drive approaches. This is a Barrett Law project. The proposed completion date is August 12, 2004.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

8. Improvement Resolution #6983-04, *East Rudisill Boulevard Sidewalks.*

Mike Fruchey: This involves sidewalk reconstruction and restoration on the north side of the 900 block of East Rudisill Avenue. This is a Barrett Law project. The proposed completion date is July 30, 2004.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

9. Improvement Resolution #6990-04, *Miscellaneous Construction Package 3-A-04.*

Mike Fruchey: This involves various locations and the scope of work includes concrete sidewalk repairs. This is a Barrett Law project. The proposed completion date is July 31, 2004.

Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

10. Improvement Resolution #6986-04, *Oakdale Drive*.

Denise Porter-Ross stated that this has already been approved. Item removed.

11. Approval of Change Order #1 – Final received from All Star Construction for Construction Contract #1505-02, *Lake Forest Force Main Replacement*, decreasing the original contract price of 192,763.50 by $9,894.80. Including this change order, the new contract price will be $182,869.05.

Ron Sheppard: This is a final quantity adjustment.

John Suarez moved approval. Motion carried. Contract price increased.

12. Approval of recommendation from Engineering Support Services to accept the work performed by Scheidleman Excavating for Water Contract #2003-W-12, *Canyons of North Pointe Woods Section II*, as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

13. Approval of recommendation from Engineering Support Services to accept the work performed by Scheidleman Excavating for Sanitary Sewer Contract #2003-S-15, *Canyons of North Pointe Woods Section II*, as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

14. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Construction Contract 1505-03, *Lake Forest Force Main Replacement*, as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

15. Approval of recommendation from Engineering Support Services to accept the work performed by Reynolds Inliner, LLC, for Construction Contract #679-02, *Northeast Area CIPP Sewer Rehabilitation*, as an integral part of the City's sewer system.

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

16. Approval of recommendation from Engineering Support Services to accept the work performed by National Power Rodding Corporation for Sewer Contract #87-43-15 (5).

John Suarez moved approval. Motion carried. Acceptance Letter to be sent.

17. Approval of recommendation from City Engineering to accept Constitution Drive from Getz Road, west a distance of +/- 1,320 feet, to an existing section of Constitution Drive that is a public street, as an integral part of the City's transportation system.

David Ross: The City acquired this property on January 6 and it is recorded in the County's Offices. As part of this agreement, we would formally present it to the Board of Works after being recorded to accept the roadway into the public transportation system and therefore, we can start maintaining it.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

18. Approval of Authorization for Full Release of Escrow received from Reynolds Inliner, LLC, for Construction Contract #679-02, *Northeast Area CIPP Sewer Rehabilitation*, as an integral part of the City's sewer system.

John Suarez moved approval. Motion carried. Copy to be sent to Escrow Agent.

19. Approval of Authorization for Full Release of Escrow received from National Power Rodding for Sewer Televising Contract #87-43-15 (5).

John Suarez moved approval. Motion carried. Copy to be sent to Escrow Agent.

20. Approval of Sanitary Sewer Contract #2004-S-08, *Bluffton Road Subway – Sanitary*, between the City of Fort Wayne and JMJ Ventures, LLC, to construct a local sanitary sewer system to serve Bluffton Road – Subway. This project is privately funded, located inside the City, and is in a green zone.

Nancy Townsend: This is for a property located on the east side of Bluffton Road, just south of the intersection of Bluffton Road and Winchester Road. It includes the installation of 260' of eight inch sanitary sewer and one manhole to serve a commercial property.

John Suarez moved approval. Motion carried. Sewers to be constructed.

21. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue and Associates for Plant Three Influent Channel Investigation. The estimated not-to-exceed fee for this contract is $7,900.00. Planning and Design Services recommends approval.

Mark Gensic: The Plant 3 expansion was done in the late 1970's. We have some concrete channels we would like to look at for structural soundness and to make some repairs for leaks occurring in our pipes underneath. We would like to hire an engineer to do good cost estimating to get competitive bids.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

22. Approval of Professional Services Agreement between the City of Fort Wayne and Geotivity Limited for the supply, installation, and maintenance of flow meters at 13 locations. This is a unit price agreement for $123,170.00. Planning and Design Services recommends approval.

Pat Callahan: We are negotiating with EPA and IDEM on a number of issues. One of those involves reporting start duration and overflow volume at CSO points. The first part of the agreement is for us to put flow meters in a first set of meters. This base contract is for the first set of meters, but the unit prices will cover additional services. The additional meters will be handled through amendments.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

23. Approval of Professional Services Agreement between the City of Fort Wayne and Right of Way Jones, Inc., to provide professional buying services for the acquisition of additional right-of-way related to the Indianapolis Road Improvement Project. Compensation for services performed shall not exceed $900.00 and will be funded through the CEDIT/LR&S Accounts.

David Ross: This is scheduled for construction this summer. It is an economic development project for improved access to the airport.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

24. Approval of request from Property Management to renew the lease of office space at 303 E. Washington Boulevard between TK Enterprises and the City of Fort Wayne – Neighborhood Code Enforcement.

Dan Brenner: Neighborhood Code has been using this building since 1989. The current lease expires May 31, 2004. The City has an option to renew this release for one additional five year

term beginning June 1, 2004 and ending May 31, 2009. The rent payment for the renewal period will be increased by four percent to $68,781.80 per year. Neighborhood Code is please with the current location and the relationship with the owner.
John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

25. Approval of revision to Encroachment Agreement being provided as part of the acquisition of an easement from Catholic Cemetery. This is a revision to a previously approved document and corrects an error in the description of the encroachment.

Mary Jane Slaton: Several weeks ago, we brought you this encroachment agreement. When we presented this to Catholic Cemetery, they found an error in our measurements, which involves a one-foot change in the amount of the encroachment. This item before you is just a revision to correct the incorrect description.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

26. Approval of Letter of Appeal received from Maria DeJesus Carmona regarding the assessment on 725 W. Wildwood Avenue.

John Suarez moved approval. Motion carried. Letter of Appeal sent to Barrett Law Department.

27. Approval of recommendation from City Utilities to grant an easement across land owned by the City of Fort Wayne to Ricker Realty for the installation of a storm sewer to serve a commercial development in Leo-Cedarville.

Mary Jane Slaton: This is a request from a convenience store in Leo-Cedarville that needs an offsite outlet for their stormwater. They do need to cross some property adjacent to the Cedarville Reservoir that is owned by the City of Fort Wayne. They want to cross it with a storm sewer. We have had our Engineering Department review this. The convenience store and gas station has an oil separator. We are comfortable that they will not be releasing an undue amount of pollutants into the stream that goes into the reservoir; so, we are recommending approval.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

28. Approval of write-off of City Utilities' delinquent accounts in the amount of $25,138.31 for the month of January 2004.

John Suarez moved approval. Motion carried. Claims to be sent to Utilities' Finance.

29. Approval of General Accounting Claims in the amount $3,363,015.37.

John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

30. Old Business.

31. New Business.

i. Approval of Change Order No. 5 received from Wayne Asphalt for Construction Contract #6907-03, *Paulding Road – Lafayette to Anthony Boulevards*, increasing the original contract price of $887,161.78 by $14,903.00. Including previous change orders, the new contract price will be $919,034.92.

David Ross: This allows for the contractor to go in and do pavement repairs to a main break that occurred in March that resulted in severe damage to the pavement that had been prepared last year for surfacing this Spring. Wayne Asphalt is prepared to start the resurfacing once this repair is made.

John Suarez moved approval. Motion carried. Contract price increased.

Meeting adjourned at 9:37 a.m.

Robert P. Kennedy, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
APRIL 7, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:37 A.M.

GREG MESZAROS, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Greg Meszaros, Denise Porter-Ross, John Suarez, and Justin Brugger. Len Poehler – Associate Director of Finance for City Utilities. Carl Wilson – Contract Compliance. Mary Jane Slaton, Pat Callahan, and Nancy Townsend–Development Services. Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. Ken Nicolet – Public Works Administration. Kristine Degabriele – Associate City Attorney. .

1. Approval of Board of Stormwater Management Minutes of March 17, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. AWARD: Improvement Resolution #1615-04, *Sunnybrook Acres 1st and 2nd Addition Stormwater System Improvements*, to Richland Development in the amount of $176,722.80.

   Denise Porter-Ross moved approval. Motion carried. Notice of Award to be sent.

3. Improvement Resolution #1675-04, *Bauer Avenue Storm Sewer*.

   Nancy Townsend: This is another spot drainage improvement project along Bauer Avenue, south of Seddlemeyer, and north of Tillman Road. All work will occur within the right of way. It is a chronic standing water problem. It has been going on now for some time. Once we install the storm sewer, the street department will go in and do the chip and seal. The project will involve the installation of 165′ feet of 15″ and 379′ of 18″ HDPE pipe, six inlets, and a manhole. We received quotes on the project and the low bidder was TE, Inc., at $28,950.00. They have proposed to begin work by the end of April and complete work by the end of May on this project.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

4. Approval of Professional Services Agreement between the City of Fort Wayne and Engineering Resources, Inc., for Washington Natural Drain No. 6 Regional Stormwater Detention Basin Design & Construction Engineering in the amount of $21,351.00.

   Mary Jane Slaton: Now that you have approved the Contribution Agreement (see Item 5), we can go ahead and approve the Professional Services Agreement for the actual design of that basin. We have the conceptual design, but this is going to be the actual engineering drawings. There is also going to be included in this design contract preparation of an easement document to complete the transaction with Peg Perego and a legal description of that easement. The other thing that is covered in this agreement for design is some stormwater piping to help collect stormwater from the Hillegas Industrial Park and get it to this basin.

   John Suarez moved approval. Motion carried. Copy to be placed on file in vault. (Approved after Item 5).

. Approval of Contribution Agreement between the City of Fort Wayne and Peg Perego USA, Inc., granting real property to the City of Fort Wayne for the construction of a detention basin.

Mary Jane Slaton: I am here on behalf of Mike Thornson. This is going to provide regional detention for the Hillegas Industrial Park and a portion of Centennial Industrial Park. Under this contribution agreement, Peg Perego is going to grant to the City of Fort Wayne 1.7 acres of ground and an access easement. In return, the City is going to build a stormsewer detention basin that will handle all of Peg Perego's runoff, as well as all of the stormwater runoff from the Hillegas Industrial Park. This was part of an economic development agreement with the Hillegas Industrial Park and we have been negotiating this agreement with Peg Perego to give us this property to make the improvement.

Denise Porter-Ross moved approval. Motion carried. Copy to be placed on file in vault. (Approved prior to Item 4).

6. Old Business.

7. New Business.

Meeting adjourned at 9:45 a.m.

Greg Meszaros, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
APRIL 14, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
DENISE PORTER-ROSS, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Denise Porter-Ross, John Suarez, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Len Poehler – Associate Director of Finance for City Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Mary Jane Slaton, Pat Callahan, and Nancy Townsend– Development Services. Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. David Ross – City Engineer. Rick Orr and Ken Nicolet – Public Works Administration. Kristine Degabriele – Associate City Attorney. Mario Trevino – Transportation Engineering Services.

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1. Approval of Board of Public Works Minutes of March 31, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of Board of Public Works Minutes of April 7, 2004.

   Denise Porter-Ross moved approval. Motion carried. Copy to be herein incorporated.

3. RECEIVE REQUEST FOR QUALIFICATIONS*: Cured-in-Place Pipe (CIPP) Liner.*

   Justin Brugger: RFQ's have been received for small, medium, and large diameter projects from Spiniello Companies, American Water Services, Kokosing Construction Company, Reynolds Inliner, Proline Technologies, Insituform Technologies, and Michel's Pipeline Construction. Miller Pipeline submitted RFQ's for small and medium diameter projects.

4. AWARD: Improvement Resolution #6984-04, *Avalon Addition Concrete Repairs 2004*, to Primco, Inc., in the amount of $34,728.85.

   John Suarez moved approval. Motion carried. Item awarded.

5. AWARD: Improvement Resolution #6988-04, *Miscellaneous Construction Package 3-B-04*, to Key Concrete in the amount of $27,168.30.

   Denise Porter-Ross moved approval. Motion carried. Item awarded.

6. AWARD: Improvement Resolution #6977-04, *Delaware Avenue*, to Primco in the amount of $21,173.00.

   John Suarez moved approval. Motion carried. Item awarded.

7. AWARD: Resolution #87-43-15 (8), *Sewer Inspection and Cleaning Service*, to Drier & Maller in the amount of $235,145.00.

   Denise Porter-Ross moved approval. Motion carried. Item awarded.

8. AWARD: Resolution #87-43-15 (9), *Sewer Inspection and Cleaning Service*, to Drier & Maller in the amount of $282,543.35.

Denise Porter-Ross moved approval. Motion carried. Item awarded.

9. IMPROVEMENT RESOLUTION #6994-04, *Resurfacing Package 1 – 2004*.

Mario Trevino: This particular package focuses on various areas in the 4th, 5th, and 6th Districts for resurfacing. There is approximately 12.6 miles of roadway represented. Nearly all the locations will experience milling. The majority of this package is residential street, with just a few portions of arterial and collector. The proposed bid opening date is May 5 and the proposed completion date is September 15, 2004.

10. Approval of resolution setting the Water Service Availability Fee for the coming year as established in Water Contract #2002-W-02. The adjustment in the rate is based on an interest rate of prime plus one-percent.

In 2002, we entered into a contact with a developer for water mains in the Bass and Thomas Road area. We established a Water Service Availability Fee per connection of $100.00, to be adjusted every year based on interest rates. The resolution before you sets the cost at $105.25 for the coming year. That is the same cost as it was last year.
John Suarez moved approval. Motion carried. Copy to be herein incorporated.

11. Approval of Construction Contract #6987-04, *Arlington Park Association Concrete Repairs – 2004*, between the City of Fort Wayne and Hipskind Concrete in the amount of $45,498.50.

Denise Porter-Ross moved approval. Motion carried. Notice to Proceed to be sent.

12. Approval of Construction Contract #1663-04, *Engle Road Lift Station*, between the City of Fort Wayne and Maddox Industrial Contractors, in the amount of $56,100.00.

John Suarez moved approval. Motion carried. Notice to Proceed to be sent.

13. Approval of Construction Contract #6971-03, *Infrastructure Restoration from Flood 2003*, between the City of Fort Wayne and Widner Paving, in the amount of $28,112.20.

Denise Porter-Ross moved approval. Motion carried. Notice to Proceed to be sent.

14. Approval of Escrow Agreement between the City of Fort Wayne and All Star Construction for Construction Contract #1616-04, *Indian Village Phase II Water Main Replacement*, in the amount of $33,510.00.

John Suarez moved approval. Motion carried. Copy to be sent to Escrow Agent.

15. Approval of Change Order No. 1 Received from All Star Construction for Construction Contract #656-02, *Rudisill Subbasin West End Oakdale*, increasing the original contract price of $2,487,489.50 by $245,776.00. Including this change order, the new contract price will be $2,733,265.50.

Ron Sheppard asked the Board to table the item for two weeks.

Item still tabled from March 31.

16. Approval of recommendation from Engineering Support Services to accept the work performed by Crosby Excavating for Sanitary Sewer Contract #2003-S-35, *Weisser Park Avenue Sanitary Sewer Extension*, as an integral part of the City's sanitary sewer system.

Denise Porter-Ross moved approval. Motion carried. Sewers to be constructed.

17. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC, to provide professional services for the analysis, evaluation, and recommendations for traffic changes to the Downtown Improvement District. Proposed services include the elimination of eastern-most lane of Clinton Street from Superior Street to the Freimann Square Parking Lot and replacement with sidewalk; and converting both Berry Street and Wayne Street from one-way operation to two-way operation from Broadway to Clay Street.

David Ross: The next two items are related. These are individual projects in the Downtown Blueprint. They include changes in traffic patterns to make downtown more accessible to traffic and to help businesses attract people to their facilities. The Phase II analysis being proposed by DLZ looks at the proposed changes in the traffic patterns and does an analysis to see how it changes the level of service in the downtown area compared with the existing conditions. They will then list the pros and cons of making the changes. This Blueprint is being developed by the Division of Community Development, who is funding the Phase II studies.

Bob Kennedy: What is the timeline.

David Ross: Forty-five days after Notice to Proceed.

See Item 18.

18. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC, to provide professional services from the analysis, evaluation, and recommendations for traffic changes to the Downtown Improvement District. Proposed services include converting Calhoun Street from one-way operation to two-way operation between Washington Boulevard and Berry Street. Compensation for services performed shall not exceed $8,100.00 and will be funded through the Department of Redevelopment.

Denise Porter-Ross moved approval of Items 17 and 18. Motion carried. Copy to be placed on file in vault.

19. Approval of Hold Harmless Agreement between the City of Fort Wayne, the West Central Neighborhood Association, and ARCH, Inc., for the purpose of conducting a two-day workshop on brick street restoration to be held on May 6 and 7, 2004.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

20. Approval of request from National City Bank to release escrow received from Shook Heavy Environmental group, which was deposited in error by the bank in the amount of $781,506.00.

Denise Porter-Ross moved approval. Motion carried. Copy to be sent to Escrow Agent.

21. Approval of Barrett Law Claims in the amount of $343.33.

John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

22. Approval of General Accounting Claims in the amount of $2,353,106.07.

John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

23. Old Business.

24. New Business.

Meeting adjourned at 9:27 a.m.

Robert P. Kennedy, Chairman

John Suarez, Member

Denise Porter-Ross, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
APRIL 21, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Gina Kostoff, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Len Poehler – Associate Director of Finance for City Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Mary Jane Slaton, Jack Suter, Pat Callahan, and Nancy Townsend– Development Services. Bill Maxwell and Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. David Ross – City Engineer. Rick Orr and Ken Nicolet – Public Works Administration. Kristine Degabriele – Associate City Attorney. Mario Trevino – Transportation Engineering Services. Not Present: John Suarez.

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1. RECEIVE BIDS: Improvement Resolution #1656-04*: Replacement of Motor Control Center A in Filter Backwash Pump Vault.*

BIDDER	BID AMOUNT
Henry Electric	-
JEC Electric	-
Shambaugh & Son	**17,067.00**
Votaw Electric	-
Engineer's Estimate	*28,000.00*

Engineering Support Services to tabulate and report.

2. RECEIVE BIDS: Improvement Resolution #6986-04*: Oakdale Drive - Indiana Avenue to Beaver Avenue.*

BIDDER	BID AMOUNT
Garcia Concrete	-
Hipskind Concrete	**38,852.00**
Key Concrete	46,193.00
Newell Construction	47,310.00
Primco, Inc.	45,547.00
Widner Paving	47,255.50
Engineer's Estimate	*65,296.40*

Transportation Engineering Services to tabulate and report.

3. RECEIVE BIDS: Improvement Resolution #6989-04: *Resurfacing Package 2 – 2004.*

BIDDER	BID AMOUNT
Boca Construction	-
Brooks Construction	847,803.06
Bunn, Inc.	734,811.32
E&B Paving	723,712.00
Javelina Construction	-
Wayne Asphalt	**690,895.45**
Engineer's Estimate	*806,678.30*

Transportation Engineering Services to tabulate and report.

4. RECEIVE BIDS: Improvement Resolution #6990-04: *Miscellaneous Construction Package 3-A-2004.*

BIDDER	BID AMOUNT
Garcia Concrete	-
Hipskind Concrete	15,358.00
Key Concrete	**11,346.00**
Newell Construction	14,420.00
Primco, Inc.	14,505.33
Widner Paving	13,516.00
Engineer's Estimate	*11,592.00*

Transportation Engineering Services to tabulate and report.

5. Improvement Resolution #7000-04, *Miscellaneous Construction Package 1-B-04.*

Mario Trevino: This package consists of five locations in the First District. The bid opening date is set for May 5, and the completion date is June 18.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

6. Approval of Resolution #91-89-6, *Establishing Area Connection Fees.*

See item 7.

7. Approval of Resolution #91-89-7, *Amendment to Area Connection Fee Resolution.*

Jack Suter: (*Addressing Items 6 and 7).* When somebody hooks into the sewer system, they pay a one-time assessment fee. Those fees have been historically based on acres. In 2001, the Board wisely decided that it should be based on gallons of sewage rather than acres. Immediately following, we adopted area connection fees based on ERU's for a portion of Perry Township. The other resolution converts the remainder of the Area Connection Fees in our sewage service area to the ERU basis, rather than based on acres. We have converted those with a formula that we consider to be the average residential density per acre to and ERU to arrive at the same amount of money that the Utility would receive had it been based on acreage. The other one is for a specific area in Perry Township west of Interstate 69 and west of Union Chapel Road. We call the different areas, "sheds," because the cost to provide sewage to those areas is based upon the amount money it would take to oversize the sewer lines to go into that area. Consequently, the costs vary. Those numbers are before you in the resolution.

Gina Kostoff moved approval of Items 6 and 7. Motion carried. Items approved.

8. Approval of recommendation from Engineering Support Services to not award Improvement Resolution #1587-04, *Parkerdale Drive Sanitary Sewer and Stormwater*, as a result of bids received being higher than the Engineer's Estimate.

Ron Sheppard: These bids came in 20% higher than our original estimate. Nancy is working with staff to set up a new bidding schedule and break it up into separate phases. We feel that these bids were outside the Utility's budgetary setup at this time. This could be a three to five year phase-in.

Gina Kostoff moved approval. Motion carried. Item not awarded.

9. Approval of Construction Contract #6977-04, *Delaware Avenue*: *Randallia to Kensington*, between the City of Fort Wayne and Primco, Inc., in the amount of $21,173.00.

Gina Kostoff moved approval. Motion carried. Notice to Proceed to be sent.

10. Approval of Construction Contract #6984-04, *Avalon Addition Concrete Repairs 2004*, between the City of Fort Wayne and Primco, Inc., in the amount of $34,728.25.

Gina Kostoff moved approval. Motion carried. Notice to Proceed to be sent.

11. Approval of Construction Contract #6974-03, *Calhoun Street Railroad Viaduct Painting*, between the City of Fort Wayne and Odle, Inc., in the amount of $57,455.00.

Gina Kostoff moved approval. Motion carried. Notice to Proceed to be sent.

12. Approval of Construction Contract #6985-04, *Hessen Cassel Road: Mono Gene to South of Paulding Road*, between the City of Fort Wayne and Wayne Asphalt in the amount of $220,026.00.

Gina Kostoff moved approval. Motion carried. Contract to be sent to City Council.

13. Approval of Construction Contract #6980-04, *West Foster Parkway: Harrison to Webster*, between the City of Fort Wayne and Key Concrete in the amount of $25,116.50.

Gina Kostoff moved approval. Motion carried. Notice to Proceed to be sent.

14. Approval of Water Contract #2004-W-03, *Menard's West Commercial 16" Water Main Reroute*, between the City of Fort Wayne and Menard, Inc. This project is privately funded and located inside the City of Fort Wayne.

Nancy Townsend: This is located at the Menard's site on the west end of town, just off I-69. It will include the abandonment of a 16" water main (2,200 LF). They will replace it with 2,000 LF of water main.

Gina Kostoff moved approval. Motion carried. Water Main to be constructed.

15. Approval of Change Order #1 – Final, received from KDP, for the *Pauline Avenue Levee Project*, increasing the original contract price of $17,913.55 by $1,676.73. Including this change order, the new contract price will be $19,590.28.

Cathy Robb: We ran into some extra work with this project. We discovered a cistern that we needed to fill. Also, we had to adjust a casting to grade, which makes up the additional costs of the project.

Gina Kostoff moved approval. Motion carried. Contract price increased.

16. Approval of Change Order #2 received from Primco, Inc., for Construction Contract #1579-03, *St. Joe Dam Repairs Phase I – 2003*, increasing the original contract price of $123,500.37 by $2,266.10. Including this Change Order, the new contract price will be $125,766.47.

Bill Maxwell: We had a $6,000 work allowance as part of the contract and these were adjustments that needed to be made as we got into the process.

Gina Kostoff moved approval. Motion carried. Contract price increased.

17. Approval of Change Order #1 received from Primco, Inc., for Construction Contract #1580-03, *Cedarville Dam Improvements*, increasing the original contract price of $33,582.97 by $443.96. Including this change order, the new contract price will be $34,026.93.

Bill Maxwell: We had not anticipated that some wiring would need to be done for the required task for getting obstruction lights on the dam put back into service.

Gina Kostoff moved approval. Motion carried. Contract price increased.

18. Approval of Change Order #2 received from Shambaugh & Son for Construction Contract #1550-02, *Three Rivers Filtration Plant High Service Pumps 2 & 9 Improvements*, increasing the original contract price of $451,600.00 by $26,145.00. Including previous change orders, the new contract price will be $522,395.00.

Bill Maxwell: This is incorporating a number of changes due to items being added to the contract at the City's request, that would add value to the project. We are also addressing issues that were discovered during construction, such as valves that did not completely shut. With this extra work, there was a time change in the contract.

Gina Kostoff moved approval. Motion carried. Contract price increased.

19. Approval of recommendation from Transportation Engineering Services to accept the work performed by Benchmark Construction for Construction Contract #6964-03, *Hoagland Avenue*, as an integral part of the City's transportation system.

Gina Kostoff moved approval. Motion carried. Acceptance Letter to be mailed.

20. Approval of Partial Release of Escrow received from Geiger Excavating for Construction Contract #625-01, *Rothman Road Pump Station and Force Main*, in the amount of $18,872.34.

Gina Kostoff moved approval. Motion carried. Copy to be sent to Escrow Agent.

21. Approval of Professional Services Agreement between the City of Fort Wayne and Contech Engineers for the Civic Center Parking Garage Restoration. Compensation for services performed shall be a lump sum of $73,000.00 and will be funded by the operating budget of the Civic Center Parking Garage.

Dan Brenner: *(Addressing Items 21 and 22.)* This is owned jointly by the City of Fort Wayne and the PTC. It is under management of Harding and Dahm. As part of their management responsibilities, they perform periodic inspections. Over the last couple of years, they have noted a continued deterioration of the structure. The Garage Board has asked Contech Engineering to perform a study that confirmed the need of these structural repairs. The Board has since authorized the repairs. The estimated cost of the repairs is between $1.2 and $1.6 million. Funding for the repairs will be determined by the members of the Garage Board prior to the project being bid out. This type of repair is a safety project specialty. The Purchasing Director is recommending that the Board approve the PSA and oversee the project, which will be done at no additional cost to the City.

See item 22.

22. Approval of Miscellaneous Resolution #91-91-22, *Civic Center Parking Garage Deck Repairs.*

Gina Kostoff moved approval of Items 22 and 21, respectively. Motion carried. Item 21 to be placed on file in vault. Item 22 to be herein incorporated.

23. Approval of Professional Services Agreement between the City of Fort Wayne and CH2MHill for assistance in preparing an evaluation of solids and floatable materials at CSO discharge points with respect to the requirements of the CSO control plan. Compensation for services performed shall be a lump sum of $73,550.00.

Pat Callahan: Part of the Federal CSO Control Strategy requires that municipalities control floatables and solids at the CSO points. We did a study on this a few years ago and hit has come up in our negotiations with IDEM and EPA. They would like to see some more figures backing up our conclusions from earlier studies. This contract will provide that information. The scope of the contract is a visual survey and sampling to determine what types of solids and floatables are coming out, and what technology is needed to control them.

Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

24. Approval of Professional Services Agreement between the City of Fort Wayne and Red Oak Consulting for Utility Planning in the amount of $89,000.00.

Greg Meszaros: Our utilities face lots of threats, opportunities, and challenges in the future. We are heavily regulated. We are also a growing Utility with infrastructure needs for rehabilitation and expansion. We have opportunities that will present themselves with the future annexation of Aboite Township, consolidated governance issues; the list goes on and on. Over the years, we have received a lot of value from long range planning. This will provide some opportunity for the Senior Staff to get together with some outside experts and peer into the future and come up with some scenarios and plans for how we think it will unfold, and how we can take the best opportunities of those.
Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

25. Approval of request from City Engineering to amend the Professional Services Agreements with DLZ-Indiana, LLC, which were signed April 14, 2004, to be funded through City Council At-Large CEDIT, rather than through the Department of Redevelopment.

Last week, I came before the Board with proposals for the DID traffic analysis study. After getting approval from the Board, I discovered that City Council At-Large had made available funds for the project. This is just to let the Board know that they are funding the project.

26. Approval of General Accounting Claims in the amount of $3,385,366.49.

Gina Kostoff moved approval. Motion carried. Claims to be sent to Finance Department.

27. Old Business.

28. New Business.

Meeting adjourned at 9:37 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
APRIL 21, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:38 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Greg Meszaros, Gina Kostoff, and Justin Brugger. Bob Kennedy – Associate Director of Public Works and Utilities. Chuck Bailey – Contract Compliance. John Perlich – Public Information Officer. Ken Nicolet: Public Works Administration. Ron Sheppard – Engineering Support Services. Mark Gensic – Planning and Design Services. Not Present: John Suarez.

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1. Approval of Construction Contract #1615-04, *Sunnybrook Acres 1st and 2nd Addition Stormwater System Improvements*, between the City of Fort Wayne and Richland Development in the amount of $176,722.80.

   Ron Sheppard: I would like to ask for Prior Approval.

   Gina Kostoff moved approval. Motion carried. Contract to be sent to City Council for approval.

2. Approval of Escrow Agreement between the City of Fort Wayne and Richland Development for Construction Contract #1615-04, *Sunnybrook Acres 1st and 2nd Addition Stormwater System Improvements*, in the amount of $17,672.28.

   Gina Kostoff moved approval. Motion carried. Copy to be sent to Escrow Agent.

3. Old Business.

4. New Business.

Meeting adjourned at 9:40 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

TRANSACTION CODE: MW BANK: C1 NORWEST BANK BANK ACCOUNT SEVERAL #'S

CHECK NUMBER	VENDOR NAME	VENDOR CODE	VOUCHER NUMBER	VOUCHER DATE	VENDOR INVOICE	PAYMENT AMOUNT

A L L O W A N C E O F C L A I M S

WE HAVE EXAMINED THE CLAIMS LISTED ON THE FOREGOING REGISTER OF CLAIMS, EXCEPT FOR CLAIMS APPROVED BY THE DEPARTMENTS' GOVERNING BOARDS, CONSISTING OF 38 PAGES, AND EXCEPT FOR CLAIMS NOT ALLOWED AS SHOWN ON THE REGISTER SUCH CLAIMS ARE HEREBY ALLOWED IN THE TOTAL AMOUNT OF $3473,992.11 DATED THIS 28TH DAY OF April, 2004.

Robert Pinkerton
Regina A. Kelly
John Shoaff

SIGNATURES OF GOVERNING BOARD

BOARD OF PUBLIC WORKS MINUTES
APRIL 28, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Len Poehler – Associate Director of Finance for City Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Nancy Townsend– Development Services. Bill Maxwell, Nathan Baggett, and Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. David Ross – City Engineer. Rick Orr and Ken Nicolet – Public Works Administration. Mario Trevino and Connie English – Transportation Engineering Services.

1. Approval of Board of Public Works Minutes of April 14, 2004.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of Board of Public Works Minutes of April 21, 2004.

   Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

3. AWARD: Improvement Resolution #1656-04, *Motor Control Center A Replacement in Filter Backwash Pump Vault*, to Shambaugh & Son in the amount of $17,067.00.

   John Suarez moved approval. Motion carried. Contract Awarded.

4. AWARD: Improvement Resolution #6986-04, *Oakdale Drive*, to Hipskind Concrete in the amount of $38,852.00.

   Gina Kostoff moved approval. Motion carried. Contract Awarded.

5. AWARD: Improvement Resolution #6989-04, *Resurfacing Package 2 – 2004*, to Wayne Asphalt in the amount of $690,895.45. Prior Approval has been requested.

   John Suarez moved approval. Motion carried. Contract Awarded.

6. AWARD: Improvement Resolution #6990-04, *Miscellaneous Construction Package 3-A-04*, to Key Concrete in the amount of $11,346.00.

   Gina Kostoff moved approval. Motion carried. Contract Awarded.

7. IMPROVEMENT RESOLUTION #1677-04, *St. Joe Dam Doors and Window Replacements*.

   Nathan Baggett: This is intended to proactively rehabilitate three entrances to the St. Joe Dam. The doors are over 50 years old and are approaching their design life. They are wooden and beginning to experience structural damage. The replacements will be solid painted metal. The project will also encompass the removal and replacement of fencing that bars access to Johnny Appleseed Park. The new fence will be at the top of the staircase, rather than in the middle. We anticipate completion by August. This will be bid by the Purchasing Department and Engineering Support Services will be managing construction.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

8. IMPROVEMENT RESOLUTION #6993-04, *Miscellaneous Construction Package 6-A-04*.

   Mario Trevino: This is three locations in the Sixth District. All three locations will have sidewalk construction and one will have a drive replacement. Two of the three properties owners will be sharing in

60% of the cost and the remaining 40% will be covered by CEDIT. The third location will be paid for 100% by CEDIT. The completion date is scheduled for July 30, 2004.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

9. IMPROVEMENT RESOLUTION #6999-04, *Hensch Street Curbs*.

Mario Trevino: This begins on Florence and travels south to Greenlawn. It involves the reconstruction of curbs and affected drives. The completion date is scheduled for August 20.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

10. Approval of Construction Contract #6986-04, *Oakdale Drive: Indiana Avenue to Beaver Avenue*, between the City of Fort Wayne and Hipskind Concrete in the amount of $38,852.00.

Gina Kostoff moved approval. Motion carried. Notice to Proceed to be sent.

11. Approval of Construction Contract #6988-04, *Miscellaneous Construction Package 3-B-04*, between the City of Fort Wayne and Key Concrete in the amount of $27,168.30.

John Suarez moved approval. Motion carried. Notice to Proceed to be sent.

12. Approval of Water Contract #2004-W-05, *436 Livingston Avenue Water Main Extension*. This project is privately funded and located inside the City of Fort Wayne.

Gina Kostoff moved approval. Motion carried. Water Mains to be constructed.

13. Approval of contract between the City of Fort Wayne and the Allen County Solid Waste Management District for participation in the Allen County Solid Waste Management District's 2004 Yard Waste Management Program.

Matt Gratz: This contract is an annual contract we do every year. The Solid Waste District will grind all the brush that comes in to our compost facility and they will also give us a $6.50 subsidy per ton for the yard waste that comes into the facility. There is no cost to the City in this contract. The District does this basically free of charge for the City. There are no changes from last year.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

14. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors for Sanitary Sewer Contract #2003-S-26, *Villas at Northbrook Section I,* as an integral part of the City's sanitary sewer system. 91-97-14

Gina Kostoff moved approval. Motion carried. Acceptance Letter to be sent.

15. Approval of amendment to the Trier Road Professional Services Agreement between the City of Fort Wayne and GRW Engineers. The original Professional Services Agreement was for an engineering report of different rehabilitation alternatives for the 15" sanitary sewer on Trier Road between Windswept Drive and San Pedro Drive. The amendment is for GRW to oversee the design, bidding, and construction, including all research and deliverables necessary for completion of the project. The total cost of this amendment is $85,745.00.

Mike Hicks: This is an amendment to an existing PSA for the design of a 15 inch line. A while back, it was televised along with lines to the north and south. In looking at the existing line, it is obviously in really poor structural shape. GRW did a report to look at some alternatives to repair it. They did the report, and their recommendation is a total dig up and replacement. The line is in such shape that any of the trenchless methods are not going to work. It is going to be a very large project and will be kind of messy because the soil conditions are poor and the groundwater is high.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

16. Approval of Professional Services Agreement between the City of Fort Wayne and Secant Group, LLC, for Program and Project Management for City Utilities Capital, Regulatory, and Operating Programs.

Greg Meszaros: Each year, we bring contracts to higher contracted program mangers to lead the various aspects of our capital, regulatory, and operating programs. The principal of Secant Group is Ted Nitza. He works directly for me and I focus him predominantly on sewer expansion projects, relationship issues with our large contract customers, AquaSource acquisition, and complicated issues that we deal with such as expanding our systems and how we relate to some of our bulk customers. Again, we would like to renew this contract with Ted for another year of service.

Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

17. Approval of Professional Services Agreement between the City of Fort Wayne and SES Environmental to provide services for the decommissioning of groundwater monitoring wells at the traffic operations facility on South Lafayette Street, including sealing wells and sidewalk replacement within the State and City right-of-way. Compensation for services performed shall be a lump sum fee of $1,207.50.

David Ross: This work will follow the letter we receive from IDEM stating that no further action is necessary for this underground storage tank removal site. We have been monitoring the groundwater in this area, because after the tank was removed, there were higher levels of product in the groundwater than what was acceptable. Through time, that has dissipated. There are acceptable levels now with IDEM. This will close out the site and allow us to remove the wells and bring the site to closure.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

18. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue and Associates for Flocculator Evaluation at the Three Rivers Filtration Plant 2. Compensation for services performed shall be a lump sum of $3,795.00.

Mark Gensic: At the Filtration Plant, we have seven major processes we go through to treat the water. The first is adding lime and a few other chemicals and beginning to mix that material before it goes into the first settling tank. That mixing tank is the flocculation tank. Floc is the particulate matter that settles into the bottom. That equipment is very old; it was built in the 1950's. We are looking at a project over the course of the next several years to fix that mechanical equipment. This is the beginning of that process. We want to take one out of 15 of these and take a look at it and replace it and gain the knowledge and the construction cost estimates we are going to need in order to put it in our capital program over the course of the next several years.

Bob Kennedy: Is this for all 18?

Mark Gensic: We are going to start with one as a pilot. Because they are similar, we gain knowledge about all 18.

Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

19. Approval of General Accounting Claims in the amount of $3,473,992.11.

John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

20. Old Business.

21. New Business.

i. Emergency Resolution #91-97-21, *3414 Fairfield Avenue*.

Mike Hicks: In viewing the small diameter videotapes, we noticed this manhole. All we could see was dirt. It is an old brick manhole and a lot of brick collapsed.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

Meeting adjourned at 9:37 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
APRIL 28, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Len Poehler – Associate Director of Finance for City Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Nancy Townsend– Development Services. Bill Maxwell, Nathan Baggett, and Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. David Ross – City Engineer. Rick Orr and Ken Nicolet – Public Works Administration. Mario Trevino and Connie English – Transportation Engineering Services.

1. Approval of Board of Stormwater Management Minutes of April 14, 2004.

   John Suarez moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of Board of Stormwater Management Minutes of April 21, 2004.

   Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

3. Approval of Storm Sewer Contract #2003-ST-09, *Brickshire Village Section I – Amended*, between the City of Fort Wayne and Maysville Park Development, LLC, to construct a local storm drainage system to serve Brickshire Village Section I.

   Nancy Townsend: This is an amendment. The original contract was approved by the Board last August. The developer made a decision not to continue forward with a particular section of Brickshire, which overall, reduces the footage of storm sewer to be installed.

   John Suarez moved approval. Motion carried. Contract Amended.

4. Old Business.

5. New Business.

Meeting adjourned at 9:40 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
MAY 5, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. Len Poehler – Associate Director of Finance for City Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Nancy Townsend– Development Services. Bill Maxwell, Nathan Baggett, and Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer. Mario Trevino and Connie English – Transportation Engineering Services. Judy Black - New Water and Sewer Permits. Phil GiaQuinta - City Utilities. Paul Spoelhof – City Planning.

1. Approval of Board of Public Works Minutes of April 28, 2004.

   Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

2. RECEIVE BIDS: Improvement Resolution #7000-04: *Miscellaneous Construction Package 1-B-04.*

BIDDER	**BID AMOUNT**
G.E. Minear	24,990.00
Hipskind Concrete	27,831.00
Key Concrete	**18,698.00**
Newell Construction	22,995.00
Primco	23,858.46
Widner Paving	
Engineer's Estimate	$25,669.50

   Transportation Engineering Services to tabulate and report.

3. RECEIVE BIDS: Improvement Resolution #674-02: *Royal Oaks East Stormwater System Improvements.*

BIDDER	**BID AMOUNT**
All Star Construction	**192,521.00**
Bercot, Inc.	229,922.00
Bunn, Inc.	
Crosby Excavating	205,671.75
Everett Drainage and Excavating	206,814.33
Fleming Excavating	
J & L Excavating	
Pyramid Excavating	252,959.00
Scheidleman Excavating	235,505.00
Underground Contractors	
Engineer's Estimate	$261,865.00

   Engineering Support Services to tabulate and report.

4. RECEIVE BIDS: Improvement Resolution #6994-04: *Resurfacing Package I – 2004.*

BIDDER	**BID AMOUNT**
Boca Construction	
Brooks Construction	946,258.56
Bunn Excavating	959,099.75
E & B Paving	**873,750.00**
Javelina Construction	
Wayne Asphalt	
Engineer's Estimate	$878,732.15

Transportation Engineering Services to tabulate and report.

5. Improvement Resolution #6995-04, *Pettit – Rudisill – Plaza Neighborhood Concrete Repair.*

Mario Trevino: There will be curb faced walk constructed on Oxford Street between Anthony and Euclid. There will be sidewalk on McKinney Avenue between Oliver and Reed on the north side. As an alternate, we are going to bid curbs on McKinney Avenue between that same stretch.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

6. Improvement Resolution #6996-04, *Harvester Community Concrete Repairs.*

Mario Trevino: This is a concrete street reconstruction on Harvester Avenue between Birchwood Avenue and Fleetwood Avenue. It will include walks, curbs, and affected drives.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

7. Improvement Resolution #7002-04, *CANI – FWUL – Library Infrastructure Improvements.*

Mario Trevino: This involves curbs, walk, and affected drives on the south side of Buchanan between Hanna and Weisser Park Drive, the west side of Weisser Park Drive, between Creighton and Buchanan, and the north side of Creighton Avenue between Hanna Street and Weisser Park Drive. The bid opening is set for May 19 and the expected completion date is August 27.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

8. Improvement Resolution #7003-04, *Miscellaneous Construction Package 4-A-04.*

Mario Trevino: This is eight locations in the Fourth District. The property owners will be sharing in 60% of the cost of the walk and/or curbs.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

9. Approval of Resolution #91-101-9, *Establishment of a Water Tap Cost Finance Policy in the Central City.*

Judy Black: We have been trying to coordinate a new policy in regard to financing water taps. Normally, the Utility requires that we have water taps paid in advance of installation. What we are tying to do is tie this in with the residential investment zone to revitalize areas of the City that we would like to see new homes going in.

Paul Spoelhof: The Residential Investment Zone is an area that has been established by City Council to provide residential property tax abatement for new construction of housing and also

for substantial rehab of housing. The intent is to encourage people to rehab vacant houses. The resolution before you parallels that initiative.

John Suarez moved approval. Motion carried. Copy to be herein incorporated.

10. Approval of Sanitary Sewer Contract #2004-S-09, *Stellhorn Crossing,* between the City of Fort Wayne and Stellhorn Crossing, LLC, to construction a local sanitary sewer system to serve Stellhorn Crossing. This project is privately funded, located inside the City of Fort Wayne, and is in a green zone.

Nancy Townsend: This is a sanitary sewer contract to serve a 33 acre site located on the south side of Stellhorn just west of Maysville Road. They propose to install 2,880 LF of 8 inch sanitary sewer. The usage is commercial for 14 different tracts of property.

Gina Kostoff moved approval. Motion carried. Sewers to be constructed.

11. Approval of Sanitary Sewer Contract #2004-S-10, *Villas at Northbrook Section II – Sanitary,* between the City of Fort Wayne and Chestnut Group, LLC, to construct a local sanitary sewer system to serve Villas at Northbrook Section II. This project is privately funded, located inside the City of Fort Wayne, and is in a green zone.
Nancy Townsend: This is the installation of approximately 450 LF of 8 inch sanitary sewer to serve a nine acre residential site located on the south side of Dupont Road just east of Lima Road, proposing to add eleven more apartment buildings on that site.

John Suarez moved approval. Motion carried. Sewers to be constructed.

12. Approval of Change Order #1 – Final, received from All Star Excavating, Inc., for Construction Contract #1513-03, *Camp Scott Phase II Force Main*, decreasing the original contract price of $898,206.00 by $14,061.80. Including this change order, the new contract price will be $884,144.20.

Ron Sheppard: This is a final adjusting change order. This project went fairly well. The only thing we encountered was an existing water main serving McMillan Park at the intersection of Wayne Trace and Oxford. We had to reroute around it, because that is where we were going to put our bore pit in.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

13. Approval of Change Order #3 received from Shook Heavy and Environmental Group for Construction Contract #642-02, *WPCP Headwork's Project*, increasing the original contract price of $18,801,000.00 by $254,135.00. Including previous change orders, the new contract price will be $19,040,135.00. In addition, the completion date will be changed to January 22, 2005.

Mark Gensic: This has been a complicated project that has gone very well. We are on track and will come in on budget. However, as you might expect, with a project of this nature, there has been some change. Today's change order is an adjustment of some of the underground conditions and other things that we have had to deal with early on with this project as well as some technicalities during construction. In the greater scheme of things, I think this project is going quite well. Today's change order is about settling the score with the contractor to date and setting the stage at the end of this project not to be surprised by anything, and to allow the contractor a little bit of extra time to complete the project because of some unknown conditions we encountered.

Bill Maxwell: This change order encompasses a number of items. The largest single factor was the fundamental condition of unknown underground conditions – conditions that could not be known by the contractor nor the City. This is accepting that we now know what these geological conditions are. It is not going to impact us anymore. Further, it has helped us in knowing some things for future projects as well. This also includes the Maumee Sewer

Location, one of the large sewer mains coming in. We have added some section L's in the pump station to help expand in the future with minimal costs. The installation of a grit removal line and work with time and materials during the flood are included. During that same period of time, it was quite wet. While we were doing some work on the clarifiers, the tank was empty and we had a lot of rain and it tried to float out of the ground. The center part rose. We had to repair that immediately and put pressure relief systems into them. This is going to give us a lot of ease of mind in the future. In order to make a good transition to the new tunnel, we had a preliminary effluent distribution box. We also had some modifications to the tunnel topping and added waterproofing to the tunnel top.

John Suarez moved approval. Motion carried. Contract price increased.

14. Approval of recommendation from Transportation Engineering Services to accept the work performed by Wayne Asphalt for Construction Contract #6956-03, *Irene Avenue*, as an integral part of the City's transportation system.

Gina Kostoff moved approval. Motion carried. Acceptance Letter to be mailed.

15. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Construction Contract #1513-03, *Camp Scott Force Main*, as an integral part of the City's sanitary sewer system.
John Suarez moved approval. Motion carried. Acceptance Letter to be mailed.

16. Approval of recommendation from Engineering Support Services to accept the work performed by Strebig Construction for Construction Contract #1537-03, *Lime Storage Building Addition to the WPCP Biosolids Facility*, as an integral part of the City's sanitary sewer system.

Gina Kostoff moved approval. Motion carried. Acceptance Letter to be mailed.

17. Approval of Authorization for Full Release of Escrow received from Strebig Construction for Construction Contract #1537-03, *Lime Storage Building Addition to WPCP Biosolids Facility*, in the amount of $19,985.80.

John Suarez moved approval. Motion carried. Copy to be sent to Escrow Agent.

18. Approval of Authorization for Partial Release of Escrow received from Hagerman, Inc., for Construction Contract #1512-03, *Camp Scott Phase I Pumping Facilities*, in the amount of $168,700.92.

Gina Kostoff moved approval. Motion carried. Copy to be sent to Escrow Agent.

19. Approval of Authorization for Full Release of Escrow received from All Star Construction for Construction Contract #1513-03, *Camp Scott Force Main*, in the amount of $4,500.00.

John Suarez moved approval. Motion carried. Copy to be sent to Escrow Agent.

20. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill for *Three Rivers Filtration Plant No. 3 Winterization Final Design and Bid Phase Services*. The estimated lump sum fee for this contract is $79,200.00. Planning and Design Services recommends approval.

Mark Gensic: One of our goals is to be able to extend the amount of time that we can operate our third plant during the winter months. We have looked at several different alternatives and selected one that involves making a series of improvements to areas that would be subject to freezing. This is an engineering contract to move it into final design. Construction will be next year and it will be seasonal work. It may take as much as two years to build these improvements.

Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

21. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue and Associates for *WPCP CSO Terminal Ponds 1 and 2 Recycle Study*.

Mark Gensic: We are kicking off a preliminary design to do future treatment of CSO's that are captured in Pond No. 1. Our plant does have a pump station that takes diverted water from the plant that is beyond capacity and pumps it into Pond No. 1. Inaudible. For now, we are excited about getting this preliminary cost estimating done to modify some of our existing facilities to make that happen.

John Suarez moved approval. Motion carried. Copy to be placed on file in vault.

22. Approval of Professional Services Agreement between the City of Fort Wayne and Dennis Kim and Associates to for management of the design, bidding, and construction, including all research and deliverables, related to the window portion of the *St. Joe Dam Building Repairs*. Compensation for services performed shall not exceed $2,400.00. Planning and Design Services recommends approval.

Nathan Baggett: This is for the window portion of the St. Joe Dam. The scope is primarily architectural. We recommend Dennis Kim and Associates because of his extensive experience with restoration and rehabilitation of limestone buildings and his reasonable rates.
Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

23. Approval of Encroachment License Agreement between the City of Fort Wayne and Fort Wayne City Utilities for a Perimeter Fence at the Pleasant Avenue Pump Station.

Kent Halloran: This is located behind Kelley Chevrolet. The lift station has been in existence for three or four years. In that time, we have performed several thousand dollars worth of repairs due to vandalism. Furthermore, we have a lot of electrical gear on the ground subject to vandalism. The ramifications of vandalism could be severe in that case. It is appropriate to install a vinyl coated chain link fence to prevent this. Most of the gear is located near the right-of-way line; thus, we must encroach.

John Suarez moved approval. Motion carried. Encroachment to be sent to County Recorder.

24. Approval of Encroachment License Agreements between the City of Fort Wayne and the Allen County Public Library.

Jack Bentz: I represent the Allen County Public Library. When they received their development plan approval from City Planning, one of the conditions was that we come before you to get approvals of these three encroachment license agreements. There is an underground encroachment on Ewing Street for the parking garage. There is an above ground encroachment for landscaping on Ewing to help with the aesthetics. Similarly, the two on Wayne Street, one is related to the foundations for the underground parking garage as well as for the foundations for a canopy. There is a separate one on Wayne Street related to foundations for a book drop.

Gina Kostoff moved approval. Motion carried. Encroachment to be sent to County Recorder.

25. Approval of Barrett Law Claims in the amount of $22,556.38 for the week of May 5, 2004.

John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

26. Approval of General Accounting Claims in the amount of $4,145,540.96 for the week of May 5, 2004.

John Suarez moved approval. Motion carried. Claims to be sent to Finance Department.

27. Old Business.

28. New Business.

Meeting adjourned at 9:46 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MAY 5, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:47 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Justin Brugger. Bob Kennedy – Associate Director of Public Works and Utilities. Chuck Bailey and Carl Wilson – Contract Compliance. Nancy Townsend– Development Services. Bill Maxwell, Nathan Baggett, and Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. John Perlich – Public Information Officer.

1. Approval of Board of Stormwater Management Minutes of April 28, 2004.

   Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors for Storm Sewer Contract #2003-ST-13, *Villas of Northbrook Section I*, as an integral part of the City's storm sewer system.

   John Suarez moved approval. Motion carried. Acceptance Letter to be mailed.

3. Old Business.

4. New Business.

Meeting adjourned at 9:48 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
MAY 12, 2004

BOARD OF PUBLIC WORKS
ROOM 250—OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Gina Kostoff, and Justin Brugger. Greg Meszaros – Director of Public Works and Utilities. John Perlich – Public Information Officer. Constance English, Mario Trevino, and Mike Fruchey – Transportation Engineering Services. David Ross – City Engineer. Chuck Bailey and Carl Wilson – Contract Compliance. Al Lichtsinn – Street Light Engineering. Nathan Baggett, Pat Callahan, Paul Powers, Kent Halloran, Mike Hicks, and Mark Gensic – Planning and Design Services. Nancy Townsend and Jack Suter – Development Services. Michelle Nelson – Public Works Administration. Not Present: John Suarez.

1. Approval of Board of Public Works Minutes of May 5, 2004.

   Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

2. RECEIVE BIDS: Improvement Resolution #6999-04: *Hensch Street Curbs.*

BIDDER	**BID AMOUNT**
Garcia	29,955.00
Hipskind Concrete	25,572.50
Key Concrete	27,077.00
Newell Construction	27,905.00
Primco	**24,926.04**
Widner Paving	28,926.04
Engineer's Estimate	$31,535.00

   Transportation Engineering Services to tabulate and report.

3. RECEIVE BIDS: Improvement Resolution #6993-04: *Misc. Construction Package 6A-04.*

BIDDER	**BID AMOUNT**
Hipskind Concrete	6,168.00
Key Concrete	**4,000.00**
Widner Paving	4,392.00
Engineer's Estimate	$3,953.00

   Transportation Engineering Services to tabulate and report.

4. AWARD: Improvement Resolution #7000-04, *Misc. Construction Package 1-B-04,* to Key Concrete in the amount of $18,698.00. Contract Compliance concurs with the award.

   Gina Kostoff moved approval. Motion carried. Transportation Engineering Services to prepare contracts.

5. AWARD: Improvement Resolution #6994-04, *Resurfacing Package 1-2004,* to E & B Paving in the amount of $873,750.00. Contract Compliance concurs with the award. Prior Approval has been requested.

   Gina Kostoff moved approval. Motion carried. Transportation Engineering Services to prepare contracts.

6. IMPROVEMENT RESOLUTION #1684-2004, *St Joe. Dam Building Doors and Window*.

Nathan Baggett: This is for the west window on the north face of the Saint Joe Dam, which is on Anthony Boulevard, located between Ivy Tech and Johnny Appleseed Park. As you can see on the handout, the window is currently boarded up. This was done several years ago, when maintenance crews took out the screens in the pump room. The goal of this project was to eliminate a public eyesore, with a solution that would benefit the maintenance department. This project involves replacing the boarded up window with a manually operated roll down maintenance door. On the exterior, the door will be painted to match the limestone; or, if the alternate bid is acceptable, it will be painted a dark gray to match the other windows from afar. This project will be taken through our Purchasing Department, based on its simplicity. Construction will be managed by Engineering Support Services.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

7. IMPROVEMENT RESOLUTION #293-04, *Street Light Improvement for Pine Valley and Burning Tree Additions*.

Al Lichtsinn: This is an annexation commitment for installing some more intersection lights in the Pine Valley area. Plus, with the help of the councilperson, we are replacing some of the cul-de-sac lights to match the lights we are putting in.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

8. IMPROVEMENT RESOLUTION #7005-04, *New Kirkwood Park Street Improvements.*

Mario Trevino: This focuses on Whitegate Drive between Cabot Lane and Roscommon Drive. The scope of work involves spot concrete street reconstruction, including curbs and affected drives and parkstrip restoration. The bid opening is set for May 26, and the expected completion date is set for September 29.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

9. IMPROVEMENT RESOLUTION #6997-04, *Misc. Construction Package 4C-04.*

Mario Trevino: This is the intersection of Coventry and Romaine and the entrance of Wood Valley Drive. Both locations will involve spot concrete street reconstruction, curbs, and parkstrip restoration. The bid opening is set for May 26 and the scheduled completion date is August 27.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

10. EMERGENCY RESOLUTION #91-108-10, *3500 Broadway*.

Mike Hicks: We have a couple of locations where the soil around some of our outfall structures are washing out and the pipes are falling down. One is behind 3500 Broadway and the other is 3418 Broadway. This will be a matter of going in and just reshaping the banks, placing some fill, and adding some riprap to prevent the erosion.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

11. Approval of Sanitary Sewer Contract #2004-S-11, *Saddlebrook Section III – Sanitary,* between the City of Fort Wayne and SBB Development Corp., to construct a local sanitary sewer system to serve Saddlebrook Section III. This project is privately funded, located within the City of Fort Wayne and in a green zone.

Nancy Townsend: This is a contract to extend sanitary sewer service to Saddlebrook III, which is located on the south side of Wallen Road, just west of Coldwater. It would include the extension of 1,500 LF of 8" sanitary sewer pipe to serve the 53 residential lots. It is privately funded and in a green zone.

Gina Kostoff moved approval. Motion carried. Sewers to be constructed.

12. Approval of Construction Contract #87-43-15(8), *Sewer Cleaning and Televising*, between City of Fort Wayne and Dreier And Maller Inc. in the amount of $235,145.00.

Gina Kostoff moved approval. Motion carried. Contract to be sent to City Council for approval.

13. Approval of Construction Contract #87-43-15(9), *Sewer Cleaning and Televising*, between City of Fort Wayne and Dreier And Maller Inc. in the amount of $282,543.35.

Gina Kostoff moved approval. Motion carried. Contract to be sent to City Council for approval. Prior Approval was given. Notice to Proceed to be sent.

14. Approval of Construction Contract #6989-04, *Resurfacing Package 2,* between the City of Fort Wayne and Wayne Asphalt in the amount of $690,895.45.

Gina Kostoff moved approval. Motion carried. Contract to be sent to City Council for approval. Prior Approval was given. Notice to Proceed to be sent.

15. Approval of Change Order #3 received from Geiger Excavating for Resolution Number 625-01, *Rothman Road Pump Station and Force Main,* increasing the original contract price of $1,075,273.00 by $100,806.50. The new contract price will be $1,187,079.50.

Ron Sheppard: This reflects additional costs the contractor incurred in boring through what we believe was an old abandoned pump station that was not shown on the original plans. This pump station had been abandoned for a number of years. It is a very tight area that we had to operate in. We were operating underneath somebody's deck that overlooks the river right there, so we weren't able to really dig down. We were 15 to 20 feet deep in this particular area, so it didn't leave us a whole lot of options. So, what we ended up doing was getting a drill head that was very hard and we ended up knocking all the teeth off it in drilling through the existing concrete structure. But, we did get everything across the river and this is the outfall for the new pump station at Rothman Road. So, it was something that had to be done, it just took a little bit of extra effort. This represents about 3 ½ weeks of the company's time and rental of larger equipment to get through that particular structure.

Bob Kennedy: Is the project completed?

Ron Sheppard: It is not completed yet. The substantial completion date is still May 18 and the final completion is June 17. We are trying to stick to those dates.

Gina Kostoff moved approval. Motion carried. Contract price increased.

16. Approval of Change Order #1 and Final received from Primco Inc. for Resolution Number 91-71-9, *Emergency Repair 2004,* decreasing the original contract price of $18,887.69 by $273.19. The new contract price will be $18,614.50.

Mario Trevino: This final change order involves using less quantity of concrete pavement. It adds 23 more feet of curb and additional j-bolts and the use of an arrow board. The result is a decrease change order for $273.19.

Gina Kostoff moved approval. Motion carried. Contract price decreased.

17. Approval of Change Order #1 and Final received from Benchmark Construction for Resolution Number 6957-03, *Abbott Street,* increasing the original contract price of $105,533.00 by $770.80. The new contract price will be $106,303.80.

Mario Trevino: This involves various changes in numerous items. The first item I want to mention is that we had two structures hidden beneath the chip seal roadway. They weren't really in use, so they needed to be removed. We had two trees that required removal once we began construction. In the course of construction, there was significant damage to the root systems. Believing that the trees would not survive, we fell the trees. We also had some additional quantity in compacted stone. We used less quantity in surface and binder, and less quantity in topsoil. Ultimately, the result is an increased change order for $770.80.

Gina Kostoff moved approval. Motion carried. Contract price increased.

18. Approval of Professional Services Agreement between the City of Fort Wayne and G.M.E Inc. to provide for professional services for the Geotechnical Engineering Evaluation of improvements to Ardmore Avenue and Taylor Street Intersection. The estimated lump sum fee for this contract is $1,875.00 funded through CEDIT. City Engineering recommends approval.

David Ross: This project is an intersection project. We just completed the field check and recognized five areas that would be eligible for soil borings to get a good representation of the soil conditions where we plan to do pavement widening. GME submitted a proposal for $1,875.00. It looks very reasonable compared with past unit prices. We have worked with them before – they are a local consulting firm. Therefore, we do recommend approval.

Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

19. Approval of Professional Services Agreement between the City of Fort Wayne and Patriot Engineering Environmental Inc. to provide for professional services for the Geotechnical Engineering Investigation of improvements to Times Corners Traffic Area. The estimated lump sum fee for this contract is $5,767.55 funded through CEDIT. City Engineering recommends approval.

David Ross: I would like to hold this one more week. We just completed a field check. Since this is a Federal Aid project and we had representatives there from the Indiana Department of Transportation, there is a proposed retaining wall at the shopping center that they recommended we add to the original proposal to add to the scope of work – just to be sure about the soil conditions under the base of this retaining wall. I just received a fax this morning from Patriot with the additional scope of work. It appears like they're increasing the compensation for one more boring. So, it will be a total of $6,506.80 and it looks reasonable; but here again, it is a fax, not the original proposal. Therefore, I request just one more week to review the whole package and bring it back to you.

Bob Kennedy: There will be a public meeting here soon?

David Ross: Yes. With the completion of the field check, we took comments from INDOT and are revising the plans. We hope to have a public meeting on this project toward the end of this month or the first of June.

Gina Kostoff moved to table. Motion carried. Item tabled.

20. Approval of Professional Services Agreement between the City of Fort Wayne and ADS Environmental Services for Temporary Flow Monitoring Services – West Central Interceptors.

Greg Meszaros: I would like to ask the Board to table this item for now. I would like to review the scope a little bit more with our engineering group on coordinating some of our flow monitoring.

Gina Kostoff moved approval. Motion carried. Item tabled.

21. Approval of Addendum #1 to the Professional Services Agreement between the City of Fort Wayne and CH2M Hill Inc. to provide professional services for Phase Two of the Water Pollution Control Plant. This addendum is in the amount of $270,304.00. Engineering Support Services recommends approval.

Ron Sheppard: This addendum represents additional days that we have added to Shook's contract and the contract management that goes along with this. When we originally awarded the Shook contract, we added the addition of Clarifiers 6 – 9 in that contact. In the original CH2M scope of work, it did not include those 56 days. So, this addendum adds those 56 days to that contract. Also, with the change order you approved last week, it added 132 total days to the project. We are adding 130 days to CH2M Hill's project. We also asked CH2M Hill to investigate the drainage system around Clarifiers 6 – 9. As Shook was doing the work through the winter, we experienced Tank 8 raising in the center. After investigation and some soil borings, we added a few more relief valves in all four of those tanks. We feel that this protects those four tanks now. Tank 8 did settle down after we put the water back in it. That represents about $25,000.00 worth of investigation and engineering work, but we feel it is well worth it knowing that those tanks are in good shape now.

Mark Gensic: CH2M is located on site and have been doing an excellent job every single day watching the contractor do the job for the City of Fort Wayne. This is a $25 million project and we are getting our money's worth.

Greg Meszaros: We expect all of this to come together in the sphere of our budget for the bond.

Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

22. Approval of Hold Harmless Agreement between the City of Fort Wayne and Club Inc. to operate a sidewalk restaurant at 110 West Columbia Street.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

23. Approval of Encroachment License Agreement between the City of Fort Wayne and Z.K. Tazian Associates, Inc., for an entrance sign at Emerald Pointe on East Cook Road.

Gina Kostoff moved approval. Motion carried. Encroachment to be sent to Allen County Recorder.

24. Approval of appeal to the Board of Public Works for the assessment on 1012 Pasadena Drive under Improvement Resolution #6919-03 which was due on January 2, 2004. Property owner did not return the waiver to pay assessment over a ten-year period.

Gina Kostoff moved approval. Motion carried. Appeal granted. Copy to be sent to Barrett Law Department.

25. Approval of Grant of Easement between the City of Fort Wayne and AEP for relocation of power lines as part of the widening of Grabill Road.

Jack Suter: The proposed widening of Grabill Road requires the moving of an AEP power line into an area that is currently owned by the City of Fort Wayne around the Cedarville Reservoir. The proposal before the Board would grant an easement to AEP for that power line.

Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

26. Approval of Grant of Easement to the City of New Haven for the extension of the community trail.

Jack Suter: In March, the Board granted an easement for this particular project. The real estate is east of the biosolids site, south of North River Road. When the easement was originally granted, the easement was signed by the Board of Works and the Recorder's Office determined that it should have been signed by the City of Fort Wayne by the Board of Public Works. So, this is an amendment to that easement.

Gina Kostoff moved approval. Motion carried. Copy to be sent to Allen County Recorder.

27. Approval of a Special Street Permit between the City of Fort Wayne and Chestnut Group and their agent for *Villas at Northbrook, Section II, Oak Trail Road Extension*.

Mike Fruchey: This is for the continued construction of Oak Trail Road. This section will service 40 villas and has a total length of 510 LF. This is the second section. There will be at least one more section as they continue southward from Dupont. The street will consist of a 27′ wide with 2′ rolled concrete curb sections and an asphalt pavement section consisting of 4″ of bitumous material over 10″ of compacted aggregate. In addition, concrete sidewalks and curb ramps will be constructed on both sides of the roadway. All construction will be consistent with City of Fort Wayne standards.

Gina Kostoff moved approval. Motion carried. Streets to be constructed.

28. Approval of City Utility write-offs in the amount of $42,478.04/.

Gina Kostoff moved approval. Motion carried. Write-offs to be sent to Utility Accounting.

29. Approval of General Accounting Claims in the amount of $4,017,511.71 for the week of May 12, 2004.

Gina Kostoff moved approval. Motion carried. Claims to be sent to Finance Department.

30. Old Business.

31. New Business.

i. Approval of Amendment to the Professional Services Agreement between the City of Fort Wayne and Geotivity Limited. This amendment directs Geotivity to furnish, install, and maintain flow meters at five additional locations. They are also required to collect, analyze, and forward to the City data collected from the provided meters. This is a unit price amendment funded by WPC Utility Revenues and will increase the contract price by $47,450.00. Including the amendment, the total contract price will be $170,620.00.

Pat Callahan: A couple of weeks ago, you approved a contract with Geotivity to install flowmeters in our combined sewer overflows. We will be installing these meters as we get approval of our procedures from EPA and IDEM. We have received approval for five more sites since the signing of that contract. That is what this amendment is for – those additional five sites.

Gina Kostoff moved approval. Motion carried. Copy to be placed on file in vault.

ii. IMPROVEMENT RESOLUTION #292-04, Miscellaneous Street Light Package – 2004.

Al Lichtsinn: This involves some intersection lights that need to be removed from private ground lights or metered systems for annexation work that has been going on in these North II areas.

Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

Meeting adjourned at 9:34 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: _____
Justin Brugger, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MAY 12, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:47 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, Marilyn Huth. Bob Kennedy – Associate Director of Public Works and Utilities. John Perlich – Public Information Officer. Carl Wilson, Chuck Bailey – Contract Compliance. Justin Brugger – Mayor's office. Mark Gensic - Planning and Design Services. Nancy Townsend – Development Services. Kristine Degabriele – Legal Services.

1. Approval of Board of Stormwater Management Minutes of May 12, 2004.

   Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

2. Approval of Storm Sewer Contract #2004-ST-04, *Saddle Brook Section III,* between the City of Fort Wayne and SBB Development to construct a local storm drainage system to serve Saddle Brook Section III.

   Nancy Townsend: Saddle Brook Section III is located in the north side of town, just southwest of the intersection of Wallen Road and Coldwater Road. This project will involve the installation of approximately 500 lineal ft. of 12-inch storm sewer, 340 ft. of 15-inch storm sewer and thirteen structures. The storm sewer will be public upon acceptance and is privately funded.

   John Suarez moved approval. Motion carried.

3. Approval of Resolution #91-124-18, *Amendment to Resolution #90-119-8,* establishing the cost sharing policies for neighborhood capital improvement projects, and establishing how petitions for such projects are processed by the Fort Wayne Board of Public Works and/or Board of Stormwater Management.

   Greg Meszaros: Nancy, this is probably ditto from the previous discussion.
   Nancy Townsend: This is a formality. The petition policy does include stormwater provisions for stormwater projects.
   Greg Meszaros: Actually, there are no changes to that language because of the linkage we need to approve it also.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned at 9:51 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MAY 12, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:36 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Greg Meszaros, Gina Kostoff, and Justin Brugger. Bob Kennedy – Associate Director of Public Works and Utilities. John Perlich – Public Information Officer. David Ross – City Engineer. Chuck Bailey and Carl Wilson – Contract Compliance. Nathan Baggett, Pat Callahan, Paul Powers, Kent Halloran, Mike Hicks, and Mark Gensic – Planning and Design Services. Nancy Townsend and Jack Suter – Development Services.

1. Approval of Board of Stormwater Management Minutes of May 5, 2004.

   Greg Meszaros moved approval. Motion carried. Copy to be herein incorporated.

2. AWARD: Improvement Resolution #674-02, *Royal Oaks East Stormwater Improvements*, to All Star Construction in the amount of $192,501.00. Prior Approval has been requested.

   Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

3. Old Business.

4. New Business.

Meeting adjourned at 9:37 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

Attest: Justin Brugger, Clerk

BOARD OF PUBLIC WORKS MINUTES
May 19, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
JUSTIN BRUGGER, CLERK

Present: Bob Kennedy, Gina Kostoff, and Justin Brugger. John Perlich – Public Information Officer. Constance English, Mario Trevino, and Mike Fruchey – Transportation Engineering Services. Ron Sheppard, Bill Maxwell – Engineering Support Services. Mike Hicks, Paul Powers, Matthew Wirtz - Planning and Design Services. Chet Shastri – Filtration Plant. Lisa Ramos – Water Resources. Mary Jane Slaton – Development Services. Dave Ross – City Engineer. Kristine DeGabriele – Law Department. Michelle Nelson, Marilyn Huth - Public Works Administration. Carl Wilson, Chuck Bailey – Contract Compliance. Not Present: John Suarez.

1. Approval of Board of Public Works Minutes of May 12, 2004

   Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

2. RECEIVE BIDS: Improvement Resolution #6978-04, *Orff Avenue*.

BIDDER	BID AMOUNT
Hipskind Concrete	13,666.70
Key Concrete	**10,277.00**
Newell Construction	18,497.00
Engineer's Estimate	$14,192.50

3. RECEIVE BIDS: Improvement Resolution #6983-04, *Rudisill Boulevard – East Sidewalks*

BIDDER	BID AMOUNT
Hipskind Concrete	9,266.50
Key Concrete	6,964.00
Newell Construction	8,535.00
Widner Paving	**6,621.00**
Engineer's Estimate	$7,492.00

4. RECEIVE BIDS: Improvement Resolution #7002-04, *CANI/FWUL/Library Infrastructure*

BIDDER	BID AMOUNT
Hipskind Concrete	45,793.00
Key Concrete	39,455.50
Newell Construction	**37,202.50**
Primco, Inc.	53,465.00
Widner Paving	37,375.50
Engineer's Estimate	$44,792.50

5. RECEIVE BIDS: Improvement Resolution #6995-04, *Pettit – Rudisill Plaza Neighborhood*

BIDDER	BID AMOUNT	ALTERNATE BID
Hipskind Concrete	40,316.80	7,665.80
Key Concrete	38,108.00	8,242.00
Newell Construction	38,252.00	10,270.00
Widner Paving	40,172.50	9,076.00
Engineer's Estimate	$37,151.25	$9,653.75

6. RECEIVE BIDS: Improvement Resolution #7003-04, *Miscellaneous Construction Pkg. 4A-04*

BIDDER	BID AMOUNT
Hipskind Concrete	29,881.50
Key Concrete	**16,405.30**
Newell Construction	21,613.00
Widner Paving	19,063.25
Engineer's Estimate	$24,605.00

7. AWARD: Improvement Resolution #6993-04, *Misc. Construction Pkg. 6A-04,* Key Concrete in the amount of $4,000. Contract Compliance concurs with this award.

Gina Kostoff moved approval. Motion carried.

8. AWARD: Improvement Resolution #6999-04, *Hensch Street Curbs,* to *Primco, Inc.* in the amount of $24,926.04. Contract Compliance concurs with this award.

Gina Kostoff moved approval. Motion carried.

9. Improvement Resolution #7004-04, *Misc. Construction Pkg. 1A-04.*

Mario Trevino: This miscellaneous construction package consists of four locations, all in the 1st District, those locations 5111 Trier Road, 5231 Bellmawr Lane, 3506 Glouchester Road, 1701 Tilden Avenue. The scope of work includes reconstruction of curbs, walks and drive approaches. All of the effective property owners have submitted waivers for this project. The adjacent property owners will share in 60% of the cost of the curbs, walks and drive approaches and the city will cover the remaining 40%. This is an invitational bid the bid opening is expected June 2nd and the expected completion date is July 16th.

Gina Kostoff moved approval. Motion carried.

10. Improvement Resolution #7007-04, *Misc. Construction Pkg. 4B-04.*

Mario Trevino: This package is in the 4th District with four locations in the pkg. North Highlands between Emerson Avenue and Clover Lane we are doing sidewalks, yard walks, curbs and drives on that location. Sinclair St. between Rumsey Avenue and Shilling Avenue on the Northside we are doing sidewalks, yard walks, and effective drives. Orchard Lane between Pinewood Drive and Prairie Grove Drive on the east side only we are doing sidewalks, and Franklin Avenue between Fourth Street and Spring Street on the west side only we are doing sidewalks. The bid opening is set for June 9th and the scheduled completion date is September 15th.

Gina Kostoff moved approval. Motion carried.

11. Improvement Resolution #7006-04, *Creighton Neighborhood Street Improvements.*

Mario Trevino: The Creighton Neighborhood Street project is located in the 5th District. Project focuses on Oak Lawn Court from Smith Street north to about 500 ft. Scope of work involves reconstructing the concrete pavement, curbs, curb ramps, self-service drainage and restoration. The bid opening date is June 2nd and the contract completion date is scheduled for August 18th.

Gina Kostoff moved approval. Motion carried.

12. Improvement Resolution #7001-04, *Concord Hill Street Improvements.*

Mario Trevino: The Concord Hill addition project is located in the 2nd District. The project focuses on Brookfield Drive between Sunderland Drive and Belle Isle Lane and we are also doing a location on Bellingham Lane. The scope of work involves spot concrete repair including sub-surface drainage, curbs, drives, ramps, and park strip restoration. The bid opening date is June 2nd with the scheduled completion date for August 15th.

Gina Kostoff moved approval. Motion carried.

13. Approval of Emergency Resolution #91-118-13, *4210 South Monroe.*
14. Approval of Emergency Resolution #91-118-14, *4929 Willowbrook Drive.*
15. Approval of Emergency Resolution #91-118-15, *1322 Lynn Avenue.*
16. Approval of Emergency Resolution #91-118-16, *3320 South Harrison.*
17. Approval of Emergency Resolution #91-118-17, *3817 South Harrison.*
18. Approval of Emergency Resolution #91-118-18, *822 Kinsmoor Avenue.*
19. Approval of Emergency Resolution #91-118-19, *623 Irene Avenue.*

Mike Hicks: All seven of these emergency repairs have been completed.
4210 South Monroe was a 15-inch combination sewer, built in 1921.
4929 Willowbrook Drive is an 8-inch collapse in one of our easements, Imbalco System.
1322 Lynn Avenue is a 12-inch combination sewer line that collapsed, built in 1911.
3320 South Harrison is a tap collapse that line was built in 1914.
3817 South Harrison was a tap collapse that was built in 1912.
822 Kinsmoor Avenue is a tap collapse that was built in 1912.
623 Irene Avenue is a tap collapse that was built in 1925.

Gina Kostoff moved approval. Motion carried.

20. Approval of Construction Contract #6990-04, *Misc. Construction Pkg. 3A-04*, between the City of Fort Wayne and Key Concrete in the amount of $11,346.00.

Gina Kostoff moved approval. Motion carried.

21. Approval of Sanitary Sewer Contract #2004-S-06, *Bluffton Road, Richardville Apt. Amended*, between the City of Fort Wayne and Park Center Inc. to construct a local sanitary sewer system to serve Bluffton Road – Richardville Apartments. Project is privately funded, located inside the City, and is in a green zone.

Lisa Ramos: The amendment was to add an additional 200 ft. of 8-inch to additional manholes and all costs are being paid for by the developer.

Gina Kostoff moved approval. Motion carried.

22. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Construction Contract #6980-04, increasing the original contract price of $25,116.50 by $986.46. Including this Change Order, the new contract price will be $26,102.96.

Mario Trevino: The West Foster Parkway project's final change order is for additional quantities when the scope of the project was expanded to include curbs and walks on the Webster Street side of 316 West Foster Parkway at the request of the district councilman. The property owner will pay 60% share of those improvements and the result is an increase change order for $986.46.

Gina Kostoff moved approval. Motion carried.

23. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #6944-03, Arlington Avenue, Oakdale to Rudisill, as an integral part of the City's Transportation System.

Gina Kostoff moved to table this item. Motion carried. Item tabled.

24. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating for Water Contract #2004-W-02 Sorrento Section III, as an integral part of the City's Water Distribution System.

Gina Kostoff moved approval. Motion carried

25. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating for Sanitary Sewer Contract #2004-S-03, Sorrento Section III, as an integral part of the City's Sanitary Sewer System.

Gina Kostoff moved approval. Motion carried.

26. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana LLC for a route study for the Beckett's Run Interceptor Relief Sewer. Compensation for services performed shall be $53,900.00.

Paul Powers: The Beckett' s Run Sewer starts near Cook Road and heads up to Huntertown. The City's identified in order to handle future development in this area to install a relief sewer sometime. This agreement will allow us to look into some routing issues off that sewer. We are looking up to 4 or 5 routes we would address phasing issues, easement costs and the location of the sewer in general.

Gina Kostoff moved approval. Motion carried

27. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill for Lime Sludge Facilities Planning Study. Compensation for services performed shall be $83,900.00

Matthew Wirtz: Item is a facility's plan at the filtration plant for focusing on the sludge production and removal. It is a critical operation to water quality taking place within the first two thirds of the plant coming through the major settling tanks. This study will take a look at that entire process from the chemicals to the removal of that sludge. Some of the tasks in this study will be evaluating existing equipment, pumps, electrical, piping itself, evaluating some improvements chemically, as well as physically, and some of that will be bench and lab testing of water quality.

Bob Kennedy: What is the importance of removing the lime sludge?

Matthew Wirtz: The process is that we are not killing anything with the chemicals when added. Basically, the chemicals stick to the particles they become heavy and settle out and if you do not remove that it mixes and the filters become overloaded.

Gina Kostoff moved approval. Motion carried.

28. Approval of Grant Agreement between the City of Fort Wayne and the Allen County Historical Historical Society. The City agrees to allocate Twenty Five Thousand Dollars ($25,000.00) from At-Large Council CEDIT funds, to be used by the History Center to replace two windows in their Freimann Room and to repair and paint as many windows along the west and south faces of the building at 302 E. Berry Street as funding will allow.

Gina Kostoff moved approval. Motion carried.

29. Approval of Encroachment Agreement between the City of Fort Wayne and Wildman's Tattoo.

Gina Kostoff moved approval. Motion carried.

30. Approval of Barrett Law Claims in the amount of $7,991.12 for the week of May 19, 2004.

Gina Kostoff moved approval. Motion carried.

31. Approval of General Accounting Claims in the amount of $6,677,972.91 for the week of May 19, 2004.

Gina Kostoff moved approval. Motion carried.

32. Old Business:

i. Approval of Professional Services Agreement between the City of Fort Wayne and Patriot Engineering & Environmental Inc. for the Geotechnical Engineering Investigation of Time Corners Traffic Improvements. Proposed services include field drilling, analysis and report with recommendations. Compensation for services performed shall be a fee not to exceed $6,506.80. City Engineering recommends approval.

David Ross: This is a traffic improvement project to rearrange traffic to address congestion in the Time Corners area. Last week I received a fax from Patriot revising the original proposal to add an additional drill site for retaining wall. I checked the numbers out for the additional scope of work and compensation for this work, it all checks out very well. The problem is, yesterday I received the revised proposal, which came back, just as the proposal, and is not set up as a standard contract form for Professional Services. They did put in the back page the standard acceptance authorization page for normal owners to sign and proceed with work. I reviewed this with legal council and they indicate that since it is not in our standard form we should go back and have them sign the form and return for the Board's consideration in one week.

Gina Kostoff: moved to table this item. Motion carried. Item tabled for one week.

33. New Business:

i. Approval of Change #1 & Final between the City of Fort Wayne and Votaw Electric for Construction Contract #1539-2002, increasing the original contract price of $98,251.00 by $6,931.00. Including this Change Order, the new contract price will be $105,182.00.

Bill Maxwell: During the course of this construction we discovered a couple of things we needed to attend to including increasing the ground plane for these three pump stations where we have installed emergency generator facilities to be able to bring them on line should power go out. We needed additional physical turn around so that the equipment could be put in place.

Gina Kostoff: moved approval. Motion carried

Meeting adjourned at 9:44 a.m.

Robert Kennedy

Robert P. Kennedy, Chairman

Regina A. Kostoff

Regina A. Kostoff, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
May 26, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Division of Public Works and Utilities. John Perlich – Public Information Officer. Dave Ross – City Engineering. Ron Sheppard – Engineering Support Services. Justin Brugger - Mayor's office. Kristine DeGabriele – Law Department. Jim Riemke – Street Light Engineering. George Cook – Traffic Engineering. Carl Wilson, Chuck Bailey – Contract Compliance. Nancy Townsend – Development Services. Marj Enders – Barrett Law. Mark Gensic, Mike Hicks, Andrew Schipper, Matthew Wirtz – Planning and Design Services. Mario Trevino, Connie English – Transportation Engineering Services.

1. Approval of Board of Public Works Minutes of May 19, 2004.

   Gina Kostoff moved approval. Motion carried. Copy to be herein incorporated.

2. RECEIVE BIDS: Improvement Resolution #87-43-15 (10), *Sewer Inspection and Cleaning*.

BIDDER	BID AMOUNT
AAA Pipe Cleaning Corp.	No Bid
Drier & Maller	366,326.05
Inland Waters	No Bid
National Power Rodding	414,252.62
Sewer Optical	**322,522.10**
T-C, Inc.	393,562.20
Engineer's Estimate	405,737.00

3. RECEIVE BIDS: Improvement Resolution #6996-04, *Harvester Community Concrete Repairs*.

BIDDER	BID AMOUNT
Garcia Concrete	93,304.00
Hipskind Concrete	86,707.40
Key Concrete	92,933.50
Newell Construction	98,177.00
Primco, Inc.	**84,736.12**
Engineer's Estimate	100,523.50

4. RECEIVE BIDS: Improvement Resolution #6997-04, *Miscellaneous Construction Package 4C-04*.

BIDDER	BID AMOUNT
Garcia Concrete	35,957.00
Hipskind Concrete	**35,874.00**
Key Concrete	29,378.00
Newell Construction	35,028.00
Primco, Inc.	

Engineer's Estimate	37,340.50

5. RECEIVE BIDS: Improvement Resolution #7005-04, *New Kirkwood Park Street Improvements.*

BIDDER	BID AMOUNT
Garcia Concrete	57,565.00
Hipskind Concrete	**47,007.60**
Newell Construction	49,673.00
Key Concrete	47,724.60
Primco, Inc.	47,369.58
Engineer's Estimate	64,604.00

6. AWARD: Resolution #6983-04, *Rudisill Boulevard, East Sidewalks* to Widner Paving, Inc. in the amount of $6,621.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

7. AWARD: Resolution #7002-04, *CANI/FWUL/Library Infrastructure Improvements* to Newell Construction Co. in the amount of $37,202.50. Contract Compliance concurs with this award.

Gina Kostoff moved approval. Motion carried.

8. AWARD: Resolution #7003-04, *Miscellaneous Construction Package 4A-04* to Key Concrete in the amount of $16,405.30. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

9. AWARD: Resolution #6995-04, *Pettit – Rudisill – Plaza Neighborhood Concrete Repair* to Key Concrete in the amount of $38,108.00. Contract Compliance concurs with this award.

Gina Kostoff moved approval. Motion carried.

10. AWARD: Resolution #6978-04, *Orff Avenue* to Key Concrete in the amount of $10,277.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

11. Improvement Resolution #1635-2003, *Aeration Tank Handrail Replacement.*

Mark Gensic: This project is at the City's Water Pollution Plant on Dwenger Avenue and is on the 1940's and 1960's aeration tank handrailing. The condition of that railing has reached a point where we have done a new evaluation and have decided for safety reasons we need to replace a significant portion of the railing in that area. Our budget is $100,000.00. We have the project plans prepared and we want to move into the bidding stage.

Gina Kostoff moved approval. Motion carried.

12. Improvement Resolution #1507-2003, *Bluffton Road Lift Station Elimination.*

Mark Gensic: This project is a private lift station. We can eliminate it with 1000 ft. of sanitary sewer and we want the Board's permission to proceed.

John Suarez moved approval. Motion carried.

13. Improvement Resolution #291-04, *W. Washington Boulevard (Theime to Broadway)*

Jim Riemke: This project runs right down the middle of West Central neighborhood. It's a registered historic neighborhood. We have ornamental lights that are going in similar to the spacing that is on West Jefferson. There will be 28 lights total on this project primarily West Washington from Thieme to Broadway, lights on two sides of the street.

Gina Kostoff moved approval. Motion carried.

14. Improvement Resolution #7008-04, *Kimberley Road: Belle Vista Blvd. to Gilbert Drive.*

Mario Trevino: The Kimberley Road project is in the 4th District and the scope of work includes curbs, drive approaches, street reconstruction, drainage and restoration. The adjacent property owners will be sharing 60% of the cost of the curb and drive approaches and CEDIT dollars will cover the remaining 40% and 100% of the pavement work. Initial public hearing is being scheduled and I anticipate the project to be completed by November 1st.

John Suarez moved approval. Motion carried.

15. Improvement Resolution #6976-04, *Vance Avenue: Concrete Street Repairs 2004.*

Mario Trevino: The Vance Avenue project is in the 1st District. The limits begin just west of Walden Road and end just east of Solitude Place. The scope of work involves spot reconstruction with concrete pavement, curb ramps, underdrains, drainage structures and restoration. The bid opening date is June 16th, 2004 with a contract completion date of September 15th, 2004.

Gina Kostoff moved approval. Motion carried.

16. Emergency Resolution #91-124-16, *323 West Berry Street*

Mike Hicks: The particular line is a 15-inch clay line in the alley behind 323 West Berry. This particular sewer is 128 years old and was built in 1876. It is about 287 ft. long and we have two very large holes in the pipe. I sent a video of this to one of our lining companies to get their advice on it. Their recommendation was that it could not be lined. The only option is to dig it up. The good thing is that it is very shallow only 8 ft. deep. The sewer segment to the west of this one will be lined and will be included in another package.

John Suarez moved approval. Motion carried.

17. Approval of Resolution #91-124-17, *Payment Options for Barrett Law,* to provide a procedure to permit owners of real property to elect to pay assessments in installments.

Marj Enders: The State has required us to offer 20 to 30 year monthly and annual installment plans. We have decided to set limits on the 20 to 30 year plans. Those limits are as follows: $4,999 for the 10-year, $14,999 for 20 years and anything $15,000 or over could be financed over 30-years. These payments could be either annual or monthly. The reason we decided to set those limits was because our Barrett Law funds are limited, therefore, we would not have to recoup in 30 years.

Bob Kennedy: In the past Marj, was it a yearly payment on a 10-year cycle?
Marj Enders: Yes.
Bob Kennedy: So now we are going to varied amounts up to a 30-year cycle and offering monthly payments to make it more affordable?
Marj Enders: Yes.
John Suarez: What interest rate will be set?
Marj Enders: The Board of Works will set that annually. At this time, it is 5%.

Gina Kostoff moved approval. Motion carried.

18. Approval of Resolution #91-124-18, *Amendment to Resolution #90-119-8,* establishing the cost-sharing policies for neighborhood capital improvement projects, and establishing how petitions for such project are processed by the Fort Wayne Board of Public Works and/or Board of Stormwater Management.

Nancy Townsend: The changes basically relate to Page 4 in the Resolution relating to the sanitary sewer projects. The Board has established a cap for payment throughout the years for property owner portion or a share of the cost for sanitary sewer projects, for some years it has been $4,000. With increasing costs of these kinds of projects, plus the bigger demand to extend sewers to eliminate septic systems, we decided to take a look at some of the costs and bring about a better balance between the City share and property owner share. Looking at the how much it would cost to replace a septic system for people, we are recommending the Board considering increasing the property owner share from $4,000 to $6,000 for all sanitary sewer petition projects inside the City. It piggybacks nicely on the Barrett Law finance.

Bob Kennedy: There would be more options for financing on monthly payments included.
Bob Kennedy: Greg, do you know how long its been since the fees were raised
Greg Meszaros: It's been five years.

John Suarez moved approval. Motion carried.

19. Approval of Resolution #91-124-19, *Modifying Resolution #91-43-5 and #91-74-9.*

Nancy Townsend: This is a Resolution relating to the Parkerdale sanitary sewer project and the condemnation of the easements necessary to build the project. You may recall having a number of resolutions relating to this condemnation come before you, as well as a public hearing. The Recorder's office identified three of the properties with an incorrect deed number. They were off by one number. We are bringing this to you today to show those changes in the deed number.

Gina Kostoff moved approval. Motion carried.

20. Approval of Construction Contract #6994-04, *Resurfacing Package 1-2004*, between the City of Fort Wayne and E&B Paving in the amount of $873,750.00.

John Suarez moved approval. Motion carried.

21. Approval of Construction Contract #7000-04, *Misc. Construction Pkg. 1B-04,* between the City of Fort Wayne and Key Concrete in the amount of $18,698.00.

Gina Kostoff moved approval. Motion carried.

22. Approval of Construction Contract #6993-04, *Misc. Construction Pkg. 6A-04,* between the City of Fort Wayne and Key Concrete in the amount of $4,000.00.

John Suarez moved approval. Motion carried.

23. Approval of Construction Contract #6978-04, *Orff Avenue*, between the City of Fort Wayne and Key Concrete in the amount of $10,277.00.

Gina Kostoff moved approval. Motion carried.

24. Approval of Construction Contract #6995-04, *Pettit – Rudisill Plaza Neighborhood Concrete Repair,* between the City of Fort Wayne and Key Concrete, in the amount of $38,108.00.

John Suarez moved approval. Motion carried.

25. Approval of Construction Contract #7003-04, *Miscellaneous Construction Package 4-A-04*, between the City of Fort Wayne and Key Concrete in the amount of $16,405.30.

Gina Kostoff moved approval. Motion carried.

26. Approval of Sanitary Sewer Contract #2004-S-13, *Allen County Public Library – Waynedale Branch*, between the City of Fort Wayne and Allen County Public Library by tapping an existing Manhole located east of the Centerline of the Intersection of Lower Huntington Road and Koester Drive. The project is privately funded, located inside the City, and is in a green zone.

Nancy Townsend: This contract will provide the extension of 325 ft. of 12-inch sewer and one manhole for the Allen County Public Library at the Waynedale Branch. The project is privately funded and in the green zone.

John Suarez moved approval. Motion carried.

27. Approval of Professional Services Agreement between the City of Fort Wayne and RW Architecture and Design Inc., to create a workable space for parts inventory for the Water Pollution Control Plant. Compensation for services performed shall be $6,150.00.

Mark Gensic: The old humane shelter on Dwenger Avenue near the Water Pollution Control Plant needs some work. Currently, it is being used by the plant staff for their maintenance operation and support of both the Water Pollution Control Plant and lift stations. Primarily, it is being used as a parts warehouse and also as a maintenance building. The next four to five years we need to continue to use that building because of all the construction going on at the Water Pollution Control Plant. The building is interior wall and floor spaced-challenged, to say the least. We are going to do some programming and evaluate the most efficient way of using the space. We are going to take a look at the interior walls and see if they are structurally sound and plan parts of this building for improvement. We will be coming to the Board at a future date with some improvement projects.

Bob Kennedy: Mark, is this the first step in working on that building?
Mark Gensic: Yes.

Gina Kostoff moved approval. Motion carried.

28. Approval of Professional Services Agreement between the City of Fort Wayne and Commonwealth Engineers, Inc., this project will involve coating the exterior of gas storage spheres at the Water Pollution Control Plant. Compensation for services performed shall be $12,000.00.

Andrew Schipper: Pictures distributed are of the methane gas spheres at the Dwenger Avenue Water Pollution Control Plant. They haven't been coated in the last fifteen years. The large tank is 45 ft. in diameter and the smaller tank is 32 ft. in diameter. We are looking into a specialized coating system to protect the integrity of the steel against corrosion, including electrolysis and rust. This should be ready to bid this year possibly doing one tank this year and one next year.

John Suarez moved approval. Motion carried.

29. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc., for the design and construction service for the Digester Lid Positions Project. Compensation for services performed shall be $20,140.00.

Andrew Schipper: We have sludge digester tanks which process sludge and produce methane gas as part of this dynamic system. Daily, a new digester is being filled and others partially drained. These tanks have covers that float on top of the sludge and the sludge level changes. Knowing the exact level of these digesters is important as it controls the operation. Fort Wayne produces Class A sludge by way of biosolids operation suitable for land application. We should be ready to bid this project this year.

Gina Kostoff moved approval. Motion carried.

30. Approval of Letter of Appeal received from Marjorie N. Wilson regarding the assessment at 2802 Sherborne Boulevard.

John Suarez moved approval. Motion carried.

31. Approval of Barrett Law Claims in the amount of $1,398.22 for the week of May 26, 2004.

John Suarez moved approval. Motion carried.

32. Approval of General Accounting Claims in the amount of $3,034,042.66 for the week of May 26, 2004.

John Suarez moved approval. Motion carried.

33. Old Business:

a. Approval of Professional Services Agreement between the City of Fort Wayne and Patriot Engineering & Environmental, Inc. for the Geotechnical Engineering Investigation phase of the project to the Times Corners Traffic Area, serving as City's professional representative for the project, providing consultation and advice, furnishing civil, environmental and other customary design services incidental thereto. Compensation for services performed shall be $6,506.80.

Dave Ross: This is the third time this agreement has come before the Board. The scope of work checks out, the compensation is reasonable and the agreement form is correct.

Gina Kostoff moved to untable this agreement. Motion carried.
Gina Kostoff moved approval. Motion carried.

b. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #6944-03, Arlington Avenue – Oakdale to Rudisill, as an integral part of the City's Transportation System.

John Suarez moved to untable this agreement. Motion carried.
John Suarez moved approval. Motion carried.

34. New Business:

a. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for the St. Joe Dam Telemetry & Filtration Valve Control Improvements. Compensation for services performed shall be $34,600.

manually by pushbutton. We are going to transfer these valves into our plant's control software, so that the operator's can change the position of these valves through our control software.

Bob Kennedy: Matt, what is a PLC?
Matthew Wirtz: A PLC is a programmable logic controller. It is a piece of electronic equipment that uses input from field devices, pressure sensors, pump controls, to control those things.

Gina Kostoff moved approval. Motion carried.

Meeting adjourned at 9:44 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
June 2, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Division of Public Works and Utilities. John Perlich – Public Information Officer. Ron Sheppard – Engineering Support Services. Justin Brugger - Mayor's office. Carl Wilson, Chuck Bailey – Contract Compliance. Nancy Townsend – Development Services. Mark Gensic – Planning and Design Services. Mario Trevino, Mike Fruchey – Transportation Engineering Services. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes of May 26, 2004

   Gina Kostoff moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7001-04, *Concord Hill Street Improvement.*

BIDDER	BID AMOUNT
Garcia Concrete	63,799.50
Hipskind Concrete	**44,188.50**
Key Concrete	50,304.50
Newell Construction	
Primco, Inc.	51,535.23
Engineer's Estimate	63,621.00

3. RECEIVE BIDS: Improvement Resolution #7004-04, *Miscellaneous Construction Package 1A-04.*

BIDDER	BID AMOUNT
Garcia Concrete	18,113.00
Hipskind Concrete	18,414.00
Key Concrete	**12,917.00**
Engineer's Estimate	15,255.18

4. RECEIVE BIDS: Improvement Resolution #7006-04, *Creighton Neighborhood Street Improvement.*

BIDDER	BID AMOUNT
Garcia Concrete	40,540.50
Hipskind Concrete	**29,589.90**
Key Concrete	34,151.00

Newell Construction	
Primco, Inc.	33,059.52
Engineer's Estimate	43,111.50

5. AWARD: Resolution #87-43-15 (10), *Sewer Inspection & Cleaning Service* to Reynolds Inliner, LLC in the amount of $322,522.10. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

6. AWARD: Resolution #7005-04, *New Kirkwood Park Street Improvements* to Hipskind Concrete in the amount of $47,007.60. Contract Compliance concurs with this award.

   Gina Kostoff moved approval. Motion carried.

7. AWARD: Resolution #6996-04, *Harvester Community Concrete Repairs,* to Primco, Inc. in the amount of $84,736.12. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

8. AWARD: Resolution #6997-04, *Miscellaneous Construction Package 4C-04*, to Key Concrete in the amount of $29,378.00. Contract Compliance concurs with this award.

   Gina Kostoff moved approval. Motion carried.

9. Improvement Resolution #7009-04, *Woodhurst Addition Concrete Repairs - 2004*.

   Mario Trevino: The Woodhurst Addition project is in the 5th District. There are three locations involved with this project; two are in the Woodhurst Addition on South Wayne Avenue between Fairfax and Roxbury Court and the southwest corner of Worthman Court and Roxbury Court. The third location is an alley between Pasadena Drive and Clermont Drive, just west of Fairfield Avenue. The scope of work involves reconstruction of concrete pavement, alley and drive approaches and restoration. The bid opening date is set for June 16, 2004 and the contract completion date is September 15, 2004. The alley portion of this project has an earlier completion date. The alley adjoins to St. John's Catholic Church and School and has to be completed prior to the beginning of school, so that portion will be completed at that time.

   John Suarez moved approval. Motion carried.

10. Approval of Construction Contract #6999-04, *Hensch Street,* between the City of Fort Wayne and Primco, Inc. in the amount of $25,572.50.

    Gina Kostoff moved approval. Motion carried.

11. Approval of Sanitary Sewer Contract #2004-S-14, *Tyler Terrace,* between the City of Fort Wayne and Keller Development to construct a local sanitary sewer system to serve Tyler Terrace. The project is privately funded, located inside the City, and is in the green zone.

    Nancy Townsend: This is located in the northwest part of town, just south of Goshen Road. This is just under a 3-acre site. The proposed use is residential including a 1, 2, 3 and 4 bedroom apartment complex in this area. It will involve the installation of approximately 274 lineal feet of 8-inch PVC and three manholes. It is privately funded and is in a green zone.

    John Suarez moved approval. Motion carried.

12. Approval of Water Contract #2004-W-04, *Tyler Terrace*, between the City of Fort Wayne and Keller Development to construct water main systems, including necessary fittings to serve Tyler Terrace: Ralph Avenue Water Main Extension. This project is privately funded and located inside the City of Fort Wayne.

Nancy Townsend: This is a contract with the same developer for the same development we just discussed, Tyler Terrace. The water project includes the installation of just over 300 feet of 6-inch water main and one fire hydrant to serve the residential addition apartment complex.

Gina Kostoff moved approval. Motion carried.

13. Approval of Water Contract #2004-W-07, *Brooklyn Manor*, between the City of Fort Wayne and Fort Wayne Housing Authority to construct 12" water main re-route to serve Brooklyn Manor. This project is privately funded and located inside the City of Fort Wayne.

Nancy Townsend: This project is Brooklyn Avenue near Nuttman Avenue. It includes installation of just over 600 feet of 12-inch water main and a couple of fire hydrants. It also includes the abandonment of approximately 380 feet of existing 12-inch water main to serve the housing authority complex. It is privately funded.

John Suarez moved approval. Motion carried.

14. Approval of Water Contract #2004-W-08, *Saddlebrook Section III*, between the City of Fort Wayne and SBB Development to construct water main systems, including necessary fittings to serve Saddlebrook Section III. This project is privately funded and located inside the City of Fort Wayne.

Nancy Townsend: This project is on the north side of town near the intersections of Wallen Road and Coldwater Road, southwest of that intersection. It is a residential subdivision and includes the installation of 600 feet of 6-inch water main along with two fire hydrants. The contractor will also be installing 50 water services to provide water service to the properties.

Gina Kostoff moved approval. Motion carried.

15. Approval of recommendation from Street Light Engineering to accept the work performed by Lights & Signals, Inc., for Construction Contract #290-03, *Miscellaneous Street Light Package #2003-A*, as an integral part of the City's street lighting system.

John Suarez moved approval. Motion carried.

16. Approval of recommendation from Engineering Support Services to accept the work performed by Maddox Industrial Contractors, Inc. for Construction Contract #664-02, *WPCP Sluice Gate Rehabilitation*, as an integral part of the City's sewage treatment system.

Gina Kostoff moved approval. Motion carried.

17. Approval of Full Release of Escrow received from Maddox Industrial Contractors, Inc. for Construction Contract #664-02, *WPC Plant Sluice Gate Rehabilitation,* in the amount of $26,082.67.

John Suarez moved approval. Motion carried.

18. Approval of Professional Services Agreement between the City of Fort Wayne and Earth Tech, Inc. for *Cedarville Dam improvements*. Compensation for services performed shall be $39,650.

Mark Gensic: Upstream of Fort Wayne on the St. Joe River, part of our water supply system, is an in-the-river dam of the St. Joe River Creek, Cedarville Reservoir in the town of Cedarville, near Leo. This engineering services agreement is to do a downstream inspection and surveying a cross section of the river in the area. We pass a lot of water through that dam. Each year we keep track of potential erosion and/or problems to the dam. This is a proactive look at what erosion goes on downstream of the spillway of the dam. It will establish a survey baseline of the conditions in the river channel. This is a challenging project because of the rapidity of the river water. We are going to schedule this now and wait for an appropriate time this summer when the river calms down. This will be helpful to our diver inspection. We have no reason to believe the dam is in danger, but because it does pass a lot of water including floodwaters through the dam structure, it is something we have to keep an eye on. I will put together a bank stabilization project and budget it for future work when appropriate and get it into our water utility budget.

Bob Kennedy: Mark, what exactly are they performing the study on? Is it the dam itself or the banks?
Mark Gensic: The study consists of the downstream part of the dam and the banks. We know we have some erosion going on, but that's not the problem because we've done some bank stabilization. We noticed the river has widened out caused by the swirling action when we dump floodwaters through. We have to watch so it doesn't undermine the concrete structure. There is a concrete spillway that extends out and because of the energy of the water that passes through the dam we have to watch for the erosion. The divers will be inspecting underneath and at that concrete spillway and then surveying the levels of the river bottom. We will probably do that again in about 3-5 years. We do have a river patrol person who watches and inspects this dam on a daily basis. It is time to do a thorough survey of the underwater downstream conditions in that area of the dam.

Gina Kostoff moved approval. Motion carried.

19. Approval of Special Street Permit, *Saddlebrook Section III,* between the City of Fort Wayne and SBB Development to construct the following streets in the City of Fort Wayne, Indiana: Fox Orchard Run, Eventer Trail, and Chisholm Place.

Mike Fruchey: Saddlebrook Section III it resides within the 3rd District. We are recommending approval of this permit for the construction of Fox Orchard Run, Eventer Trail and Chisholm Place, which will service 53 residential lots. The total length of all sections is 1785.89 lineal feet. This is the final section of this development and connects up to Hearthstone to the west. The residential street construction will consist of 27′ wide roadway with 2′ rolled concrete curb sections and are standard asphalt pavement section, consisting of 4″ of bitumous material over 10″ of compacted aggregate base. Also, concrete sidewalks and curb ramps will be constructed with this development. All construction will be consistent with City of Fort Wayne standards.

John Suarez: Will this have a 2-year warranty?
Mike Fruchey: Yes.

John Suarez moved approval. Motion carried.

20. Approval of Barrett Law Claims in the amount of $40,792.89 for the week of June 2, 2004.

Gina Kostoff moved approval. Motion carried.

21. Approval of General Accounting Claims in the amount of $10,627,003.43 for the week of June 2, 2004.

John Suarez moved approval. Motion carried.

22. Old Business:

23. New Business:

Meeting adjourned at 9:21 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 2, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:22 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, Marilyn Huth. Bob Kennedy – Associate Director of Public Works and Utilities. John Perlich – Public Information Officer. Carl Wilson, Chuck Bailey – Contract Compliance. Justin Brugger – Mayor's office. Mark Gensic - Planning and Design Services. Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for May 26, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Improvement Resolution #1695-2004, *Third Street Drainage Improvement.*

   Nancy Townsend: This is a spot drainage repair project. There is a standing water problem on Third Street located in the northwest part of town between Schilling and Rumsey Streets. There have been a number of occasions where cars have been flooded. There are two homes where running water enters through the front and out the back doors. This happens with periods of heavy rain. The water closes the street for a period of hours following every rain. This project is identified in our Stormwater Project's Plan as a higher priority project. We received quotes to install an 84" manhole, 6 standard catch basins along with two inlets. It is three blocks coming east and west to this one low area. We received three bids from the following companies Bercot, Liberty and T-E, with Bercot being the low bidder at just under $60,000. They can begin work on June 21st.

   John Suarez moved approval. Motion carried.

3. Approval of Construction Contract #674-02, *Royal Oaks East Stormwater System Improvements,* between the City of Fort Wayne and All Star Construction in the amount of $192,501.00.

   Gina Kostoff moved approval. Motion carried.

4. Approval of recommendation from Engineering Support Services to accept the work performed by Scheidleman Excavating for Storm Sewer Contract #2003-ST-08, *Canyons at North Pointe Woods Section II*, as an integral part of the City's storm sewer system.

   John Suarez moved approval. Motion carried.

5. Approval of recommendation from Engineering Support Services to accept the work performed by Michael Kinder & Sons for Storm Sewer Contract #2003-ST-16, *Pontiac Branch Library – Storm*, as an integral part of the City's storm sewer system.

Gina Kostoff moved approval. Motion carried.

6. Approval of recommendation from Engineering Support Services to accept the work performed by Crosby Excavating for Construction Contract #2003-ST-18, *Three Rivers Federal Credit Union*, as an integral part of the City's storm sewer system.

   John Suarez moved approval. Motion carried.

7. Old Business.

8. New Business.

Meeting adjourned at 9:27 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: _____
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 9, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:36 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, Marilyn Huth. Bob Kennedy – Associate Director of Public Works and Utilities. John Perlich – Public Information Officer. Chuck Bailey – Contract Compliance. Justin Brugger – Mayor's office. Ron Sheppard - Engineering Support Services. Roger Warner, Michelle Kyrou – Development Services. Kristine DeGabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for June 9, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Storm Sewer Contract #2004-ST-06, *Villas at Northbrook Section II* between the City of Fort Wayne and Chestnut Group, Inc. to construct a local storm drainage system to serve the Villas at Northbrook Section II.

   Roger Warner: This is for the Villas at Northbrook Section II located on the south side of Dupont Road and the east side of Lima Road. Section I was installed during the winter months and you accepted it in the last couple of weeks. This section will provide the drainage for the public right-of-ways within the development and for the 40 dwelling units on 5.6 acres. All the drainage will be routed through the existing detention basin so it will outlet into Beckett's Run.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

   Greg Meszaros: We will sign some Escrow Agreements that we did not sign the last time for some construction contracts, so I make a motion that we go ahead and approve these Escrow Agreements. The location is for Construction Contract #674-2002, *Royal Oaks East Stormwater System Improvements,* which we approved last week or the week before.

   Gina Kostoff moved approval. Motion carried.

Meeting adjourned at 9:40 a.m.

Greg Meszaros, Chairman

Regina Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
June 9, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Division of Public Works and Utilities. John Perlich – Public Information Officer. Kristine DeGabriele – Law Department. Ron Sheppard – Engineering Support Services. Justin Brugger - Mayor's office. Carl Wilson, Chuck Bailey – Contract Compliance. David Ross – City Engineer. Daniel Brenner – Property Management. Roger Warner, Michelle Kyrou – Development Services. Doug Fasick, Mike Hicks, Nathan Baggett, Kent Halloran, Matthew Wirtz – Planning and Design Services. Mario Trevino – Transportation Engineering. Services. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes of June 9, 2004.

   Gina Kostoff moved approval. Motion carried.

2. RECEIVED BIDS: Improvement Resolution #6992-04, Nuttman Avenue: Fairfield Avenue to South Wayne Avenue.

BIDDER	BID AMOUNT
Garcia Concrete	$46,319.00
Hipskind Concrete	**$36,118.60**
Key Concrete	$36,238.50
Primco, Inc.	$38,558.82
Engineer's Estimate	$50,034.10

   RECEIVE BIDS: Improvement Resolution #7007-04, Miscellaneous Construction Package 4B-04.

BIDDER	BID AMOUNT
Garcia Concrete	$83,116.00
Hipskind Concrete	**$59,549.40**
Key Concrete	$59,811.20
Newell Construction	
Primco, Inc.	$67,970.39
Engineer's Estimate	$89,157.50

3. Approval of recommendation from Planning and Design Services regarding the Request for Qualifications for Cured-in-Place Contractors.

   John Suarez moved approval. Motion carried.

4. AWARD: Resolution #7001-04, *Concord Hill Street Improvements* to Hipskind Concrete in the amount of $44,188.50. Contract Compliance concurs with this award.

   Gina Kostoff moved approval. Motion carried.

5. AWARD: Resolution #7004-04, Miscellaneous Construction Package 1A-04 to Key Concrete in the amount of $12,917.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

6. AWARD: Resolution #7006-04, *Creighton Neighborhood Street Improvements* to Hipskind Concrete in the amount of $29,589.90. Contract Compliance concurs with this award.

   Gina Kostoff moved approval. Motion carried.

7. Improvement Resolution #1645-2003, *Oak Ponte Lift Station – Pumps and Controls*.

   Kent Halloran: This station is over 20 years old and has been a maintenance nightmare for a number of years. During the storms a few weeks ago our maintenance crews had to be out there at all hours just to keep the station going. The project will involve new pumps, new valves and new control and electrical feed systems.

   Bob Kennedy: Will you explain why pump stations like that are important?

   Kent Halloran: This lift station serves a residential community and the problem occurs especially anytime a lift station is offline the sewage ends up overflowing somewhere. The best thing is that it is not overflowing in basements, but that is still a risk and certainly we want to avoid that at all costs. When the station does go down maintenance does an admirable job of keeping it online, but the better solution is to get the station fixed.

   John Suarez moved approval. Motion carried.

8. Improvement Resolution #1664-2004, *General CIPP 2004 – Package #1*.

   Mike Hicks: This is a continuance of lining poor sewers that are in the City. The areas included go from Indiana Tech down to Tillman, just west of Anthony. This includes about 15,400 feet of combined sewers. Our estimate is roughly $1.3 million dollars. Due to the age of the pipes, locations and conditions this is a recommendation for our first package. A note will be coming out the end of July with another package, but for the smaller diameter pipes from 8"-15" inch. This particular package ranges from 18"-36" inch pipe.

   Gina Kostoff moved approval. Motion carried.

9. Emergency Resolution #91-137-9, *1510 Waldron Circle*.

10. Emergency Resolution #91-137-10, *100 East Superior*.

    Bob Kennedy: Mike, I am going to read the two Emergency Resolutions together.

    Mike Hicks: I am providing a picture of 1510 Waldron Circle to give you an idea of some of the complications going on at this location. This is a 15-inch combination line and is 12 feet deep. As you can see from the picture, there is a problem area close to the garage next to the concrete driveway. There is another location on this line that is going to be excavated and it is right next to

the garage. The home is built very close to this area, so it will be a more sensitive area to repair. I do have the televising tape and the line is cracked, so after the repair has been made we will come back and line through everything so we don't have to come back in this location again preventing more collapses.

John Suarez moved approval. Motion carried.

Mike Hicks: On the Superior Emergency Repair there is a big barrel sitting out in the middle of the street that is slowly sinking. The reason it is sinking is that the 18-inch line is collapsing and allowing silt to come in undermining Superior Street. We are going to do about a 50-foot repair. Our maintenance department did a repair a few years ago and now we are going to this from that point on about 50 feet.

John Suarez: Is the barrel the one in front of the jail?
Mike Hicks: Yes.

John Suarez moved approval. Motion carried.

11. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #6947-03, *Congressional Parkway*, as an integral part of the City's transportation system.

    Gina Kostoff moved approval. Motion carried.

12. Approval of Construction Contract #7005-04, *New Kirkwood Park Street Improvements* between the City of Fort Wayne and Hipskind Concrete in the amount of $47,007.60.

    John Suarez moved approval. Motion carried.

13. Approval of Construction Contract #7002-04, *CANI/FWUL/Library Infrastructure Improvement*, between the City of Fort Wayne and Newell Construction in the amount of $37,202.50.

    Gina Kostoff moved approval. Motion carried.

14. Approval of Construction Contract #1656-2004, *Motor Control Center "A" Replacement in Filter Backwash Pump Vault,* between the City of Fort Wayne and Shambaugh and Sons in the amount of $17,067.00.

    John Suarez moved approval. Motion carried.

15. Approval of Water Contract #2004-W-10, *Landin Parke Offsite,* between the City of Fort Wayne and Colonial Development, Inc. in the amount of $182,878.66 to construct water main systems, including all necessary fittings to serve Landin Parke Offsite. The project is privately funded and is located inside the City.

    Michelle Kyrou: The project is located near Kensington Downs East, Section IV. There is 3,180 feet of 16-inch iron water main that is going to be extended through a 20-foot easement from Kensington Downs East, Section IV. The water will then be sold to New Haven to serve a proposed 94-lot subdivision called Landin Pointe. Eventually, the 90 acres of land that are 16-inch water main is extended through will be platted as Landin Parke and will contain 234 lots. Finally, when that is platted and accepted, the water main will be located and dedicated right away.

    Gina Kostoff moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Construction Contract #6947-03, Congressional Parkway, decreasing the original contract price of $230,463.50 by $1,349.95. Including this Change Order, the new contract price will be $229,113.55.

    Maria Trevino: The Congressional Parkway project is in the 3rd District. This final change order involves several decreases, first of which we did not use any of the sodding or graded box end section. We also used less curb removal and construction than anticipated. There was a trade-off between the 10-inch concrete pavement and the 8-inch concrete pavement. We used more rip wrap and b-barrow, but used less bed coarse material and all the other items were marginally either over or under the planned quantity. The result is a decrease Change Order for $1,349.95.

    John Suarez moved approval. Motion carried.

17. Approval of Change Order #1 & Final, between the City of Fort Wayne and Key Concrete for Construction Contract #6990-04, *Miscellaneous Construction Package 3A-04 Congressional Parkway,* decreasing the original contract price of $11,346.00 by $21.50. Including this Change Order, the new contract price will be $11,324.50.

    Mario Trevino: Frankly, this was a trade-off between the sidewalk quantity and drive approach quantity. Basically, the difference is the sidewalk that runs behind the drive approach is as thick as the drive approach; the result is a decrease in the Change Order for $21.50.

    Gina Kostoff moved approval. Motion carried.

18. Approval of Change Order #1 & Final, between the City of Fort Wayne and Key Concrete for Construction Contract #6988-04, *Miscellaneous Construction Package 3B-04 Congressional Parkway*, decreasing the original contract price of $27,168.30 by $184.20. Including this Change Order, the new contract price will be $26,984.10.

    Mario Trevino: Actually, Chairman item numbers 17 and 18 is a typo it should not include the Congressional Parkway in either one. This final Change Order can be attributed to lower quantities for concrete pavement and curb construction; the result is a decrease Change Order for $184.20.

    John Suarez moved approval. Motion carried.

19. Approval of Change Order #1 & Final, between the City of Fort Wayne and Land Inc. for Construction Contract #1515-2003, *Camp Scott Phase IV Excess Water Outlet,* decreasing the original contract price of $504,815.00 by $14,030.50. Including this Change Order, the new contract price will be $490,784.50.

    Ron Sheppard: This is a final quantity decreasing Change Order for this particular project. The contractor just finished it in the month of May. Due to some very cold weather in November we were unable to put the surface on, but we were able to complete it in May as we planned with the contractor. We were able to bring it in without having to use any of the work allowance and so we did have some decreases in these individual items.

    Gina Kostoff moved approval. Motion carried.

20. Approval of Change Order #1 between the City of Fort Wayne and Benchmark Construction for Construction Contract #6960-03, *Rothman Road and St. Joe Road,* increasing the original contract price of $77,612.00 by $3,150.00. Including this Change Order, the new contract price will be $80,762.00.

Mario Trevino: The Change Order for Rothman Road and the St. Joe Road project seeks to do two things: 1) to increase the contract price by $3,150.00 as a lump sum price to furnish and install a geo-grid to bridge and area poor soils, and 2) to extend the completion date by two hundred fifty two days due to the lengthy process in relocating AEP and Verizon facilities last year which forced the contractor to discontinue construction last year. This Change Order is for a net increase of $3,150.00 and an extension of time.

John Suarez moved approval. Motion carried.

21. Approval of Professional Services Agreement #1694-2004 between the City of Fort Wayne and Donohue & Associates, Inc. for the *St. Joe Dam Electrical & Low Service Pump Improvement*. Compensation for services performed shall be $46,949.00.

Doug Fasick: This project is going to take place at the St. Joe Dam which is located on Anthony Boulevard, just south of West Coliseum. This dam was built in the 1930's and it serves with a 2400 volt electrical system. We have made some improvements to the electrical system in the 1950's and some controls and instrumentation improvements in the 1990's. AEP (American Electric Power) supplies power to this particular dam and it is about 90% reliable, however; the City is proceeding with backup emergency generation at all its major pumping stations. This project is for preliminary design phase, emergency generators and some other electrical improvements. We are working hard with AEP on this project with some expected improvement by AEP. The preliminary design phase will be with Donohue & Associates and a team consisting of Mark Gensic, myself, and Matthew Wirtz.

Gina Kostoff moved approval. Motion carried.

22. Approval of Interagency Agreement between the City of Fort Wayne Board of Public Works and the City of Fort Wayne Board of Park commissioners for the *Lexington Avenue Area Stormwater Improvements* in the amount of $12,000.00.

Ron Sheppard: This agreement is going to allow the Parks Department to restore the area of Foster Park where we are going through the Lexington Avenue sewer. It is a not-to-exceed price of $12,000.00 based on their time and material. They will let us know how much it is and we will reimburse them for that amount.

Bob Kennedy: Is this portion of the project almost completed?
Ron Sheppard: We were out of the park before June 1st, as far as the main pipeline goes. We still have a headwall to put in right at the river, but obviously with the rivers being up it is very difficult to work in that small area. The major portion of the project through the park is already for the Park Department to move in and start their restoration.

John Suarez moved approval. Motion carried.

23. Approval of Amendment #2 to Professional Services Agreement #1117-03, *Northwest Pump Station No. 2,* between the City of Fort Wayne and HNTB Corporation. Compensation for services performed shall be $21,000.

Matthew Wirtz: The Amendment before you is for construction related services for our Northwest Pump Station No. 2 which is located in the Clinton, Auburn and I-69 area. The current Northwest Pump Station No. 1 is located at Lima Road, just south of Cook Road. The project consists of a three million gallon-a-day new pump station. It also includes an upgrade of telemetry and controls at our existing Pump Station No. 1 and also the installation of some 2,000 feet of 16-inch water

main. The total project cost is over a million dollars worth of work. As we wrote the specifications for the construction of the pump station, our past experience taught us to add some additional supervision and accountability to the system integrator. We added seven additional meetings for PLC, control integration and electrical review so our plant technicians and our in-house electrical engineering could do some of the work proposed by the contractor. A lot of these meetings were held concurrently with monthly meetings and we have caught several problems. As we have discussed, this is for an additional $21,000 for HNTB to conduct these meetings and work with our plant techs. This work was budgeted for, but never formally amended in the Professional Services Agreement of which we are doing now.

Gina Kostoff moved approval. Motion carried.

24. Approval of a 4-year Lease Agreement between the Indiana Department of Natural Resources and the City of Fort Wayne in the amount of $10,099.68/monthly installments of $210.41 for *1903 St. Mary's.*

Dan Brenner: 1903 St. Mary's is the location of the Police Academy. On July 2nd, 1996 this property was deeded to the City of Fort Wayne by the U.S. Department of Education. At the same time period, the City agreed to lease 2,104 square feet of space at the Academy to the Indiana Department of Natural Resources. This lease expires June 30th, 2004. The City and Department of Natural Resources have agreed to terms of a new 4-year Lease Agreement that will be effective July 1st, 2004 until June 30th, 2008. They will pay $2,524.92 per year and rent, plus their share of utility and common maintenance expenses. In the terms with the 1996 conveyance to the City, any use that is not educational in nature has to be approved by the U.S. Department of Education. They have approved the Natural Resources use of this space. As this arrangement will be a benefit to the safety and welfare of the community and with no additional cost to the City, we are asking for approval of the Lease Agreement.

John Suarez moved approval. Motion carried.

25. Approval of Letter of Commitment from Chestnut Group, Inc. to the City of Fort Wayne for *Villas at Northbrook, Section II.* This Letter of Commitment is to support performance by Developer of a written Developer's Performance Bond for Subdivision Improvements.

Gina Kostoff moved approval. Motion carried.

26. Approval of Development Plan for the *Villas at Northbrook, Section II* consisting of forty dwelling units on 5.6 acres of land.

John Suarez moved approval. Motion carried.

27. Approval of General Accounting Claims in the amount of $2,667,450.18 for the week of June 9, 2004.

Gina Kostoff moved approval. Motion carried.

28. Old Business.

29. New Business.

Meeting adjourned at 9:34 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
June 16, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, and Marilyn Huth. John Suarez, Absent. Greg Meszaros – Division of Public Works and Utilities. John Perlich – Public Information Officer. Kristine DeGabriele – Law Department. Ron Sheppard – Engineering Support Services. Justin Brugger - Mayor's office. Carl Wilson, Chuck Bailey – Contract Compliance. David Ross – City Engineer. Daniel Brenner – Property Management. Nancy Townsend, Michelle Kyrou – Development Services. Mario Trevino, Connie English – Transportation Engineering. Services.

1. Approval of Board of Public Works Minutes of June 9, 2004.

   Gina Kostoff moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #6976-04, *Vance Avenue Concrete Repairs.*

BIDDER	BID AMOUNT
Garcia Concrete	86,272.50
Hipskind Concrete	92,669.05
Key Concrete	**72,905.40**
Newell Construction	87,582.50
Pioneer Associates	-
Primco, Inc.	75,844.86
Engineer's Estimate	$94,307.30

3. RECEIVE BIDS: Improvement Resolution #7009-04, *Woodhurst Addition Concrete Repairs.*

BIDDER	BID AMOUNT
Hipskind Concrete	53,747.00
Key Concrete	**33,373.00**
Primco, Inc.	35,066.26
Engineer's Estimate	$46,495.00

4. RECEIVE BIDS: Improvement Resolution #91-91-22, *Civic Center Parking Garage-2004* Restoration.

BIDDER	BID AMOUNT
Hagerman	1,168,358.00
Structural Preservation Systems Inc.	**1,141,925.00**
Western Waterproofing Co.	1,185,988.20
Engineer's Estimate	$1,385,000.00

5. AWARD: Resolution #6992-04, *Nuttman Avenue* to Hipskind Concrete in the amount of $36,118.60. Contract Compliance concurs with this award.

Gina Kostoff moved approval. Motion carried.

6. AWARD: Resolution 7007-04, *Miscellaneous Construction Package 4B-04 to Hipskind Concrete* in the amount of $59,549.40. Contract Compliance concurs with this award.

Gina Kostoff moved approval. Motion carried.

7. Resolution #91-91-22, *Confirmation of funding source for Civic Center Parking Garage 2004 Restoration Project.*

Dan Brenner: The Civic Center Parking Garage is located at 1026 S. Calhoun Street. The City of Fort Wayne Public Transportation Corporation, doing business as Citilink, owns this garage jointly. On April 21, 2004 the Board of Works agreed to manage the restoration of the parking garage repairs. At that time, Citilink had not had the opportunity to get formal approval from their Board to fund their share of the repairs. Since then, Citilink's Board has approved the funds to pay for their share of the repairs. As a result, we are here today to confirm that the City and Citilink have their funding in place.

Gina Kostoff: Dan, so the cost for this project will be shared equally by the City and Citilink?
Dan Brenner: Pretty much equally. They are going to equalize it at the end, but it should be 45% to 50% each.

Gina Kostoff moved approval. Motion carried.

8. Improvement Resolution #91-146-8, *2004 Fire Truck Lease.*

Valerie Ahr: We are sending out bids for financing for the six engines and one ladder truck for the Fire Department that was approved by Council on May 25, 2004 and we are asking the Board of Works to be the leasing agent.

Gina Kostoff moved approval. Motion carried.

9. Improvement Resolution #1696-2004, *Secondary Clarifier Mechanism Coating.*

Andrew Schipper: At the Maumee River, Dwenger Avenue, Water Pollution Control Plant, Clarifiers 1 through 5 we are looking at a project to drain these tanks and get the submerged metal sandblasted and painted. Basically, this can only be done when the tanks are drained. We can only drain one tank at a time, so we can have our capacity through the plant. The plan is to have two or three clarifiers done this Fall and the remaining done in the Spring of 2005.

Gina Kostoff moved approval. Motion carried.

10. Approval of Amended Resolution #1587-2004, *Parkerdale Sanitary Sewer.*

Nancy Townsend: This is an Improvement Resolution you approved before for the Parkerdale Sanitary Sewer petition project area. As you recall, you adopted the previous resolution in January of this year. We received bids in March and the bids came in a little higher than anticipated. We decided to regroup on the project and see if there were some things we could do to make financial adjustments and see if there is anything in the project we could change to get a lower cost for the project. In doing so, we have worked with Engineering Support Services on some construction

related issues and we met with some contractors in terms of the constructability issue. We have looked at a number of things: the project itself, the area, the property it serves whether breaking it up would make some sense. We have identified funding for what our anticipated costs would be and have included some changes to the project.

With the Resolution in front of you, I will highlight some of the changes. We reduced the length of the footage of the overall project, the gravity portion by about 1,000 feet. We took off one segment that was serving two properties. Because of the depth of the sewer that particular segment was about $50,000 just to serve two properties. We talked with the property owners and they were fine with not being included in the project. We also did some minor reroute and relocation of some manholes and pipe that saved us about 1,000 feet. This is one of the significant changes in terms of the route.

The other thing we did was to break up the project into two phases, an east phase and west phase. Although we planned to bid these phases separately and with a staggered approach, we are going to bid the east phase first and the west phase later this year. Because of the difference in size of the projects, we anticipate that the projects will be completed at the same time and be able to bring it to the Board for final acceptance at the same time. All 118-property owners would be assessed at the same time. We felt that creating a smaller project would enable more contractors to bid on the project; it is not as big and deep as one project.

You may also recall we had a number of resolutions before the Board for easement condemnation. Those necessary easements have been obtained through the condemnation process and the resolution just identifies those adopted and recorded. All easements have been obtained. Also, it was necessary to purchase some property for a lift station necessary for the project. The property has been purchased and all necessary documents recorded. We have adjusted our construction cost estimate based on the bids and the changes we made in the project to anticipate the total construction cost of the sanitary sewer project to be about $1.8 million dollars. There is a stormwater component to this project about $170,000 dollars you will find on the Stormwater Board Agenda.

On the funding side of things, we made some adjustments in terms of City funding and property owner share of the funding. This petition project is unique from any other we've done in that it requires a pump station and force main to serve that particular area. The pump station and force main is a significant amount of the cost, it is nearly $350,000. The property owners will be paying for a specific portion of that cost about half of the total cost will be paid by property owners, which amounts to about a $1,400 dollar assessment each. The assessment for the gravity portion, the more standard type of project, will be $4,000 dollars per property. A couple of weeks ago you approved a petition process policy that amended the property owner share of sewer petition projects that was currently $4,000 dollars per property. We increased it to $6,000 dollars per property. As a result, because this Improvement Resolution is being adopted today it would make the property owners today pay the $6,000. We were able to obtain additional funding to make up the $2,000 dollar difference, so this Resolution would have the property owner assessment at $1,400 for the pump station and force main, $4,000 dollars for the gravity portion making a total of $5,400 dollars. The total amount can be financed through the Barrett program for 10 or 20 years with monthly or annual payments. We do have some vacant properties out there in the area, so we are recommending differing those assessments upon which time a sewer tap connection is requested by a property owner or developer, etc. The properties are identified on Attachment "C".

Bob Kennedy: Has a new notice been sent to the property owners since the last meeting declaring the City is picking up more of a portion of the cost and getting them back more to the original estimate of the project?

Nancy Townsend: The mailing is going out Thursday, assuming approval today. They will then get their official assessment notice, along with the change of assessment notice that went out. Our timeline for the project is to schedule a public hearing with the Board, one has been scheduled on June 30th at 10:00 a.m. We anticipate receiving bids on July 28th of this year.

Gina Kostoff moved approval. Motion carried.

11. Approval of Construction Contract #6996-04, *Harvester Community Concrete Repairs,* between the City of Fort Wayne and Primco, Inc. in the amount of $84,736.12.

Gina Kostoff moved approval. Motion carried.

12. Approval of Construction Contract #6997-04, *Miscellaneous Construction Package 4C-04,* between the City of Fort Wayne and Key Concrete in the amount of $29,378.00.

Gina Kostoff moved approval. Motion carried.

13. Approval of Construction Contract #87-43-15 (10), *Sewer Inspection and Cleaning Service* Between the City of Fort Wayne and Reynolds Inliner, LLC in the amount of $322,522.10. Prior Approval has been requested.

Gina Kostoff moved approval. Motion carried.

14. Approval of Water Contract #2004-W-06, *Hidden Pointe Section I & Offsite,* between the City of Fort Wayne and Equity Land Corp. in the amount of $361,501.28 to construct water main systems, including all necessary fittings to serve Hidden Pointe Section I & Offsite. The project is funded privately and with utility capital. This project is located outside the City.

Michelle Kyrou: Hidden Pointe is a 20-acre parcel that is proposed to serve 54 lots. The project is privately funded initiated by private developer funds, however; public funds are used for oversizing within the development. The development front is Heymen Road and there is a total of 6,359 feet ductal iron water main. The offsite portion of the water main extends from the existing 16-inch main from Morgan Creek and will eventually serve additional sections in Hidden Point, Stone Canyon and Morgan Creek. The utility will oversize specified links of 8, 10 and 12-inch, two 16-inch main through the development for future looping. The total oversizing comes to around $120,000 and that will be made in three payments by the Utility.

Gina Kostoff moved approval. Motion carried.

15. Approval of Water Contract #2004-W-09, *Stellhorn Crossing,* between the City of Fort Wayne and Stellhorn Crossing LLC in the amount of $167,534.75 to construct water main systems, including all necessary fittings to serve Stellhorn Crossing. The project is funded privately and with utility capital. The project is located outside the City.

Michelle Kyrou: The development is bordered by Stellhorn Road on the north, Maysville on the east, Brickshire Addition on the south and Stellhorn Professional Village on the west. Stellhorn Crossing is a 33-acre parcel that is proposed to serve 13 commercial tracts. This project is initiated through private developer funds, but the utility is participating with oversizing through the development. This project has 5300 feet of water main and the utility will oversize from 8 to 12 inch though the development and from 6 and 8-inch to 16-inch along Maysville Road. The total oversizing cost is around $70,000 and will be made in two payments. Eventually when this is completed, the water main on Stellhorn Road will be looped to the water main on Maysville Road.

Gina Kostoff moved approval. Motion carried.

16. Approval of Sanitary Sewer Contract #2004-S-15, *6002 Union Chapel Road,* between the City of Fort Wayne and Rebecca Goertzen to construct a local sanitary sewer system to serve 6002 Union Chapel Road. The project is privately funded, located outside the City, and is in the green zone.

    Nancy Townsend: This is a sewer contract that will include the installation of approximately 160 lineal feet of sanitary sewer with one manhole to serve a residential property located at the southeast corner of Union Chapel and Tonkel Road. It is privately funded, but it will be a public main upon acceptance by the Board.

    Gina Kostoff moved approval. Motion carried.

17. Approval of Sanitary Sewer Contract #2004-S-12, *Falcon Creek Section VII,* between the City of Fort Wayne and Falcon Creek, LLC to construct a local sanitary sewer system to serve Falcon Creek Section VII. The project is privately funded, located outside the City and is in the green zone.

    Nancy Townsend: Falcon Creek is located on north side of town. This is a sanitary sewer system that will serve approximately 40 acres of a residential subdivision. The subdivision will contain approximately 80 lots. It is located south of Peon Road and west of Auburn Road outside the City limits. It will include the installation of 3600 lineal feet of sewer and 19 manholes. It is entirely privately funded.

    Bob Kennedy: How many lots did you say?
    Nancy Townsend: 80 lots.

    Gina Kostoff moved approval. Motion carried.

18. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Construction Contract #7003-04, *Miscellaneous Construction Package 4A-04,* increasing the original contract price of $16,405.30 by $968.77. Including this Change Order, the new contract price will be $17,374.07.

    Mario Trevino: This project is in the 4th District and the bulk of this Change Order can be attributed to additional quantities for curb removal and construction for deteriorated curb adjacent to newly constructed walk. All the other quantities were marginally over or under the planned quantity and the result is an increase Change Order for $968.77.

    Gina Kostoff moved approval. Motion carried.

19. Approval of Change Order #6 & Final between the City of Fort Wayne and Wayne Asphalt for Construction Contract #6907-03, *Paulding Road – Lafayette to Anthony Boulevard,* increasing the original contract price of $887,161.78 by $43,426.62. Including this Change Order, the new contract price will be $962,461.54.

    David Ross: This project is in the southeast part of the City and it is completed. This project took a significant amount of time, primarily due to utility conflicts and the contractor waiting for the relocation of power lines and aerial lines along this route. This project does have significant items other than the adjusted quantities to complete the project and these include cement concrete pavement removal. When the curb was removed to do the widening, it was determined that the existing edge was varied and it would make a better connection if we sawed a section of the pavement off and connected to the new curb and gutter section, that was agreed upon by the City

Engineering office. Also, inlets where we started the project, it was determined that a number of them had mortar that washed out of the edges and were replaced with new inlets. The concrete pavement patching was necessary when we had the water main break in the wintertime and City Utilities had to come in and repair this large water break. Those three items amounted to $41,000.00 of the overall Change Order. This was fairly well balanced. As I mentioned there were delays in the project due to City Utilities and there is one adjustment for liquated damages, since it took so long to complete and that amounted to $2,100.00. We do recommend approval of this final Change Order.

Gina Kostoff moved approval. Motion carried.

20. Approval of Change Order #1 between the City of Fort Wayne and Bunn Inc. for Construction Contract #1585-2004, *Lexington Avenue Area Partial Sewer Separation*, increasing the original contract price of $1,068,821.20 by $3,095.00. Including this Change Order, the new contract price will be $1,071,916.20.

Ron Sheppard: In the design of our Lexington Avenue storm project we are crossing the Taylor University property. In the Taylor property we have to relocate a 10-inch sanitary sewer that serves one of their dorm buildings. When my staff did the review we talked with Pat Callahan about it, we decided it was probably better for everyone involved if we installed a drop manhole at the location where we are intercepting this 10-inch line and lowering it for maintenance reasons and future access. We asked Bunn for a change order, so the price you see reflects the removal of the 6-inch cleanout that was originally scheduled for that location and the cost for including the drop manhole.

Bob Kennedy: Is this project moving along?
Ron Sheppard: Very well, it's a little wet down at the discharge point right now.
Bob Kennedy: When is the estimated completion time?
Ron Sheppard: It's not until October, but we are still planning on Bunn depending on what the rain does today and tomorrow being across Taylor property by the end of the week or early next week, which is line to when we originally promised folks.

Gina Kostoff moved approval. Motion carried.

21. Approval of Change Order #1 between the City of Fort Wayne and Environmental Pipeliners Company, Inc. for Construction Contract #1640-2003, *General CIPP Package #2,* increasing the original contract price of $502,655.00 by $33,534.00. Including this Change Order, the new contract price will be $536,189.00.

Ron Sheppard: This Change Order reflects having to reline through a brick structure. The existing brick structure was not large enough to get a 30" liner in. The way the old brick structures were built, they started out very wide at the bottom and narrow up as they come up. This particular structure we had to tear all the way back down to the main line it was the only way we could align in both directions on this particular sewer line. It required the removal of the manhole and a new one being installed, one that we could take the top off and insert the liner. We were unsure of what we had to do until we actually got out there and looked at it. The size of those brick manholes varies and this one was the only way we could align that particular sewer project.

Gina Kostoff moved approval. Motion carried.

22. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors, Inc. for Construction contract #2003-W-20, *Villas at Northbrook* as an integral part of the City's water system.

Gina Kostoff moved approval. Motion carried.

23. Approval of Professional Services Agreement #1697-2004 between the City of Fort Wayne and Donohue & Associates, Inc. for *Plant 2 Secondary Channel Inspection*. Compensation for services performed shall be $7,900.

    Andrew Schipper: At the Water Filtration Plant, Plant 2 built in 1953, had some tanks down for cleaning recently. Some concrete was observed to be spalling in the channel and around the weirs. With your approval, we would like to retain Donohue & Associates to check out the concrete channel and report their recommendations and cost estimates then the City will budget for the future work. This is not a serious structural problem, but it does need attention.

    Gina Kostoff moved approval. Motion carried.

24. Approval of Professional Services Agreement between the City of Fort Wayne and Diversified Services for Work Order #11082, *Ardmore Avenue Extension: Indianapolis Road to Lower Huntington Road* to provide relocation assistance services. Compensation for services performed shall be $2,250.00.

    David Ross: This is the Ardmore extension new roadway that we are developing and at this point acquiring right-of-way necessary for the construction of the facility. In the right-of-way acquisition phase we recognized that the Boy Scouts of America have a building that they house some of their equipment in on a very small lot at the northeast corner of Ardmore and Lower Huntington Road. They are eligible for relocation assistance since we will be acquiring a significant amount of the property. Therefore, the building will be removed and we will be acquiring the total lot. This project if federally funded. The eligible cost will be funded 80% through federal funds, which amounts to $1,800.00, and the remaining $450.00 will be the City's expense. We do recommend approval.

    Gina Kostoff moved approval. Motion carried.

25. Approval of Amendment #1 to Professional Services Agreement #1652-2004, *Standby Emergency Generator at the Three Rivers Filtration Plant* between the City of Fort Wayne and HNTB Corporation. Compensation for services performed shall be $480,000.

    Mark Gensic: Fort Wayne is a partner with American Electric Power to provide water to the Fort Wayne area. They supply the electrical from their grid and we use it to both pump and run the water plant, that electrical system is 99+ percent reliable. AEP, with approval from the Board, will phase out an emergency generator on Fourth Street. This project is about replacing that emergency generator. We currently have finished preliminary design and we are prepared to move on with the final design. At this point, we have a good accurate cost estimate and a good schedule and are working with City Utilities finance to prepare the funding schedule for construction in 2005. This Amendment, to the Preliminary Design Agreement, allows us to proceed with final design, prepare bid documents, and then will seek City Council approval soon after the Board of Works approval. Our schedule is to bid in November, but we will check that date with finance in terms of next year's funding. $213,000 of this $480,000 is for construction engineering in 2005 and a roll over into the first half of 2006. Our cash flow is okay and we are budgeted to do this design work for 2004 and we appreciate the Board of Works continued support for this emergency generator. We have brought this to the Board's attention in the past and feel it is important to the City of Fort Wayne in the event anything would happen to the AEP electrical grid.

    Bob Kennedy: Thank you Mark. It is a very important project for the entire City and water supply.

Mark Gensic: We are excited about it. It is a little bit complicated in that we do have architectural controls, soils, structures, mechanicals, so it is a complicated project to design, but we also have further complications of integrating that project with the AEP grid. There will be an intricate control system and AEP is very interested in this project. The electricals are very hard to explain, but it is very important that it's on the same cycle of the system of the grid and that is what this project is about.

Gina Kostoff moved approval. Motion carried.

26. Approval of Supplemental Agreement #1 between the City of Fort Wayne and Rita Ann Gabriel & Associates, Inc. to provide Right-of-way Services and a Review of Appraisal Services for Work Order #11294, *St. Joseph Center Road: St. Joe Road to Reed Road.* Compensation for services performed shall be $6,817.50. City Engineering recommends approval.

David Ross: This project is in the northeast section of the City. It is a reconstruction project where we are widening St. Joe Center Road from two lanes, removing the pavement and reconstructing it and widening to four and five lanes. As a result, we do have to acquire sections of right-of-way along the properties that front St. Joe Center Road and there is approximately 74 properties that will be affected. The first thing they do in the right-of-way engineering phase is to estimate the type of appraisals that will be necessary to judge how much the cost of the properties will be. When they finished doing the estimate, actually now we are into the right-of-way acquisition phase, and they were doing the appraisal work there were about eight of those properties considered to be more complicated from the original estimate.
This Supplemental Agreement adjusts those eight properties to the next level so the appraisals will be compensated for the complexity of what's actually necessary for the project. This is a federally funded project and cost for this is eligible for reimbursement.

27. Approval of Supplemental Agreement #1 between the City of Fort Wayne and Griffin Real Estate Services, Inc. to provide Right-of-Way Services and Appraisal Services for Work Order #11294, *St. Joseph Center Road: St. Joe Road to Reed Road.* Compensation for service performed shall be $15,950.00. City Engineering recommends approval.

David Ross: Both items #26 and #27 are related.

28. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $28,543.93 for the month of March 2004.

Gina Kostoff moved approval. Motion carried.

29. Approval of Write-offs from General Accounting for delinquent accounts in the amount of $78.54.

Gina Kostoff moved approval. Motion carried.

30. Approval of Barrett Law Claims in the amount of $32,731.88 for the week of June 16, 2004.

Gina Kostoff moved approval. Motion carried.

31. Approval of General Accounting Claims in the amount of $5,720,523.17 for the week of June 16, 2004.

Gina Kostoff moved approval. Motion approval.

32. Old Business.

33. New Business.

Meeting adjourned at 9:46 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

91-146-8

FROST ILLUSTRATED®

Fort Wayne's Leading Independent Weekly

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PROOF OF PUBLICATION

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

On June 16, 2004

Personally appeared before the undersigned Edna Smith being duly sworn according to law, says that she is publisher and manager of Frost Illustrated, a weekly newspaper of general circulation, printed and published in said county and state, and that the notice herewith attached was published in said paper for two (2) times successively.

Edna M. Smith Publisher

Subscribed and sworn to before me this 16th day of June, 2004.

Notary Public

My Commission Expires:

August 12, 06

NOTICE TO BID
VEHICLE AND EQUIPMENT LEASE FINANCING
06/07/04

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that sealed bids and proposals (as described below) will be received by the **Board of Public Works at its office in Room 420, City-County Building until 8:30 a.m. on WEDNESDAY 6/23/04** and in the Omni Room, Room 250, City-County Building until **9:00 a.m.** Eastern Standard Time, on **WEDNESDAY 6/23/04** for the following:

Vehicle and Equipment Lease Financing
7-year Lease(s)
with option to purchase
for various Fire Trucks/Engines and items of capital equipment
for use by the City of Fort Wayne Fire Department

The bid should be prepared for a "Non-qualified" entity under the Small Issuer Exemption tax code provisions. No bid may be withdrawn without the written consent of the Board of Public Works for a period of five (5) days after the bid opening, within which time the Board will act to choose the successful bidder. All bids shall be accompanied by a bid bond or certified check (out of state bidders must use a certified check or an Indiana surety), in the amount of FIVE percent (5%) of the bid, which check or bid shall be made payable to the City of Fort Wayne, Indiana. Should a successful bidder withdraw his or her bid, the Board may declare the bid deposit as having been forfeited and collect said amount as liquidated damages.

Each bidder must include, in a clear and concise format, the following items in their bid:

1) The cash purchase price without regard to the lease agreement for all of the vehicles and capital equipment items listed below.
2) The total lease rental price based on a 7-year lease period with funds to be available on or before July 7, 2004 and lease payments commencing no sooner than January 15, 2005. Bids should be submitted with semi-annual payment schedules assuming payments made in advance.
3) The total amount of interest and the lease-financing factor ("interest rate") used to determine the amount of the payments must be clearly indicated.
4) Payment amortization schedules based on the above information must be submitted with the bids. The amount of interest charges, if any, accruing for the period from July 7, 2004 through January 15, 2005 must also be included and clearly segregated from the payment amortization schedule.
5) A provision in the lease providing for an option to purchase the vehicles and capital equipment items.
6) A schedule of the option purchase price and at each time when an option may be executed.
7) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.
8) A provision in the lease stating that it is subject to annual appropriation.
9) Evidence of financial responsibility.

Bidders are strongly encouraged to utilize the worksheets available through the Board of Public Works.

The vehicles, equipment items, and their estimated unit cost are detailed below.

ITEM	APPROX UNIT COST	APPROX QUANTITY	NOT TO EXCEED TOTAL COST	VENDOR(s)
(6) FIRE ENGINES	$ 286,400	6	$ 1,718,400	AMERICAN LE FRANCE
(1) REARMOUNT LADDER TRUCK	$ 637,000	1	$ 637,000	AMERICAN LE FRANCE
EQUIPMENT:			$ 357,000	
CONTINGENCY			$ 12,600	
	TOTAL		$ 2,725,000	

All necessary approvals of the City's Common Council for the acquisition of the above-listed items are forthcoming.

The date for the anticipated cash requirements for this leasing arrangement is on or before **July 7, 2004**.

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Bob Kennedy, Chairman
John Suarez, Member
Regina A Kostoff, Member

ATTEST: Marilyn Huth, Clerk

6/16/04

INVOICE

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DATE

CHARGES and CREDITS

AMOUNT DUE

ince charge after 30 days: 1½% monthly, annual
entage rate, 18% per annum.

BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 16, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:49 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, Marilyn Huth. Bob Kennedy – Associate Director of Public Works and Utilities. John Perlich – Public Information Officer. Chuck Bailey – Contract Compliance. Justin Brugger – Mayor's office. Ron Sheppard - Engineering Support Services. Nancy Townsend, Michelle Kyrou – Development Services. Kristine DeGabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for June 9, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Amended Resolution #1587-2004, *Parkerdale Sanitary Sewer Project.*

   Nancy Townsend: This project includes the installation of 2700 feet of storm sewer.

   Greg Meszaros: Nancy, per the presentation provided it is the formality for the Stormwater Board to approve.

   Gina Kostoff moved approval. Motion carried.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Knecht Excavating for Construction Contract #2003-St-15, *Marsh Offsite Storm Sewer* as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

4. Approval of Storm Sewer Contract #2004-ST-07, *Stellhorn Crossing Storm Sewers* between the City of Fort Wayne and Stellhorn Crossing LLC to construct a local storm drainage system to serve Stellhorn Crossing Storm Sewers.

   Gina Kostoff moved approval. Motion carried.

5. Old Business.

6. New Business.

Meeting adjourned at 9:56 a.m.

Greg Meszaros, Chairman

Regina Kostoff, Member

John Suarez, Member

ATTEST: _____
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
June 23, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, and Marilyn Huth. John Suarez, Absent. Greg Meszaros – Division of Public Works and Utilities. John Perlich – Public Information Officer. Kristine DeGabriele – Law Department. Mark Gensic - Planning and Design Services. Ron Sheppard – Engineering Support Services. Carl Wilson, Chuck Bailey – Contract Compliance. David Ross – City Engineer. Daniel Brenner – Property Management. Nancy Townsend, – Development Services. Mario Trevino – Transportation Engineering. Services.

1. Approval of Board of Public Works Minutes of June 16, 2004.

   Gina Kostoff moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1507-03, *Bluffton Road Lift Station*.

BIDDER	BID AMOUNT
All Star Construction	131,410.00
Bercot Inc.	123,718.00
Crosby Excavating Inc.	**118,275.75**
Fleming Excavating	126,492.41
Pyramid Excavating Inc.	0
Scheidleman Excavating Inc.	0
Engineer's Estimate	143,000.00

3. RECEIVE BIDS: Improvement Resolution #1635-03, *Aeration Tank Handrail*

BIDDER	BID AMOUNT
Maddox Industrial Contractors	112,000.00
Mason Engineering	68,750.00
R&C Fence	0
R.E. Crosby, Inc.	**49,198.50**
Tuttle Aluminum & Bronze, Inc.	0
Engineer's Estimate	98,000.00

4. AWARD: Resolution #6976-04, *Vance Avenue Concrete Street Repairs 2004* to Key Concrete in the amount of $72,905.40. Contract Compliance concurs with this award.

   Gina Kostoff moved approval. Motion carried.

5. AWARD: Resolution #7009-04, *Woodhurst Addition Concrete Repairs 2004* to Key Concrete in the amount of $33,373.00. Contract Compliance concurs with this award.

   Gina Kostoff moved approval. Motion carried.

6. AWARD: Resolution #91-91-22, *Civic Center Parking Garage 2004 Restoration* to Structural Preservation Systems in the amount of $1,141,925.00.

   Gina Kostoff moved approval. Motion carried.

7. Improvement Resolution #6991-04, *Miscellaneous Construction Package 2A-04.*

   Mario Trevino: This construction package is in the 2nd District. There are four locations in the package: 5819 Andorra Drive, 2605 Hazelwood Drive, 5324 Seaforth Lane, and 11412 Trail North Drive. The property owners will be sharing in 60% of the cost of the walks and drives and the City will cover the remaining 40% share. Property owners have sent back their waivers. This is an invitational bid since the project is estimated to be less than $25,000. The bid opening is scheduled for July 7th and the completion date is scheduled for September 9th.

   Gina Kostoff moved approval. Motion carried.

8. Improvement Resolution #6998-04, *Miscellaneous Construction Package 6B-04.*

   Mario Trevino: This project is located in the 6th District. The two locations in this project are in the 4400 block of Mirada drive and 6822 through 6826 Selkirk Drive. We are going to be doing some spot concrete repair on affected drives in both of those locations. The bid opening date is set for July 7th and the completion date is scheduled for October 16th.

   Gina Kostoff moved approval. Motion carried.

9. Emergency Resolution #91-157-9, *St. Joe Logjam Removal.*

   Mark Gensic: Less than a week ago we had an emergency on the St. Joe Dam associated with our storm event of June 13th and June 14th. We had high river flows and a logjam at the St. Joe Dam. We had to get a contractor out there to move those, so we could operate the gates. There was a structural concern in terms of protecting the dam from the pressure put on it by both the river flows and logjams. It took us two days and the work has been completed. This emergency resolution will go to get that contractor paid.

   Bob Kennedy: I want to commend you and your staff for an outstanding and excellent job. This was probably one of the worst logjams that the superintendent had ever seen.
   Mark Gensic: The filtration plant did an excellent job and especially the river patrolman, Rick Gerke and his efforts both in terms of management of the Cedarville Dam and St. Joe Dam.

   Gina Kostoff moved approval. Motion carried.

10. Approval of Construction Contract #7001-04, *Concord Hill Street Improvement,* between the City of Fort Wayne and Hipskind Concrete in the amount of $44,188.50.

Gina Kostoff moved approval. Motion carried.

11. Approval of Construction Contract #7004-04, *Miscellaneous Construction Package 1A-04,* between the City of Fort Wayne and Key Concrete in the amount of $12,917.00.

    Gina Kostoff moved approval. Motion carried.

12. Approval of Construction Contract #7006-04, *Creighton Neighborhood Street Improvements,* between the City of Fort Wayne and Hipskind Concrete in the amount of $29,589.90.

    Gina Kostoff moved approval. Motion carried.

13. Approval of recommendation by Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #7003-04, *Miscellaneous Construction Package 4A-04*, as an integral part of the City's Transportation System.

    Gina Kostoff moved approval. Motion carried.

14. Approval of recommendation by Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #7000-04, *Miscellaneous Construction Package 1B-04,* as an integral part of the City's Transportation System.

    Gina Kostoff moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Construction Contract #6986-04, *Oakdale Drive,* increasing the original contract price of $38,852.00 by $145.10. Including this Change Order the new contract price will be $38,997.10.

    Mario Trevino: This project is in the 5th District. This final change order involves more quantity for sidewalk and curb construction but was offset by less quantity for curb ramp construction and valve adjustments, so the final result is an increase in Change Order for $145.10.

    Gina Kostoff moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Construction Contract #6978-04, *Orff Avenue,* decreasing the original contract price of $10,277.00 by $4.20. Including this Change Order the new contract price will be $10.272.80.

    Mario Trevino: I can't imagine a project getting closer to the original proposed quantities. The bulk of this final change order can be attributed to less quantity for removal and construction of sidewalk and curb ramps and bed coarse material, but a little more quantity for topsoil. Again, the result is a decrease Change Order for $4.20.

    Gina Kostoff moved approval. Motion carried.

17. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Construction Contract #7000-04, *Miscellaneous Construction Package 1B-04,* decreasing the original contract price of $18,698.00 by $53.91. Including this Change Order the new contract price will be $18,644.09.

Mario Trevino: This project is located on my map by the blue pin. This final change order can be attributed to less quantity for concrete pavement removal and construction. All the other items were just marginally over or under the estimated quantity and the result is a decrease change order for $53.91.

Gina Kostoff moved approval. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the work performed by Fleming Excavating, Inc. for Sanitary Sewer Contract #2004-S-15, *6002 Union Chapel Road* as an integral part of the City's sewer system.

Gina Kostoff moved approval. Motion carried.

19. Approval of Agreement between the City of Fort Wayne and Community Action Northeast Indiana, Inc. in the amount of $10,000.00 from At Large Council CEDIT funds as a partial reimbursement of construction expenses incurred by CANI for the new facility construction at 2107 South Hanna Street.

Gina Kostoff moved approval. Motion carried.

20. Approval of Letter of Assurances between the City of Fort Wayne and Indiana Department of Transportation for Work Order #11723, *Wayne Trace: Oxford Street to McKee Street* for Real Property Acquisition Policies Act.

David Ross: This project is substantially completed as far as the preliminary engineering goes. We just completed a Public Hearing and we are awaiting a design approval from the Indiana Department of Transportation. The next phase is to start acquiring the necessary right-of-way to construct the project. On this project there are approximately three sections of property along the commercial east side of the project limits. We have met with the Indiana Department of Transportation representatives at a scope of work meeting. This is a standard Letter of Assurances assuring INDOT that we will follow the policies on acquiring the waterway.

Gina Kostoff moved approval. Motion carried.

21. Approval of Special Street Permit, *Kensington Downs East, Section V,* between the City of Fort Wayne and Chestnut Group to construct the following streets Grand Forest Drive and Colfax Court.

Mike Fruchey: This Special Street Permit for Kensington Downs, Section V is represented by the yellow label on the map and is off of Maysville Road. This development resides in the 1st District. Transportation Engineering Services is recommending approval of this permit for the construction of Grand Forest Drive and Colfax Court. This final section will serve as fifteen residential lots. The total length of this section is 694.88 lineal feet. The street construction will consist of a 27 foot wide roadway with 2 foot rolled concrete curb sections and asphalt pavement section consisting of 4 inches of bitumous material over 10 inches of compacted aggregate. In addition, concrete sidewalks and curb ramps will be constructed on both sides of each roadway. All construction will be consistent with City of Fort Wayne standards.

Gina Kostoff moved approval. Motion carried.

22. Approval of Assessment Roll for Resolution #7003-04, *Miscellaneous Construction Package 4A-04* between the City of Fort Wayne and Key Concrete in the amount of $17,574.07.

    Gina Kostoff moved approval. Motion carried.

23. Approval of Assessment Roll for Resolution #6990-04, *Miscellaneous Construction Package 3A-04* between the City of Fort Wayne and Key Concrete in the amount of $11,524.50.

    Gina Kostoff moved approval. Motion carried.

24. Approval of Barrett Law Claims in the amount of $12,333.00 for the week of June 23, 2004.

    Gina Kostoff moved approval. Motion carried.

25. Approval of General Accounting Claims in the amount of $3,033,747.54 for the week of June 23, 2004.

    Gina Kostoff moved approval. Motion carried.

26. Old Business:

27. New Business:

    Notice to Bid for Vehicle and Equipment Lease Financing for various Fire Trucks/Engines and items of capital equipment for use by the City of Fort Wayne Fire Department.

    Bids received: Bank One, Fifth Third Bank, Fleet Leasing, National City and Wells Fargo.

Meeting adjourned at 9:25 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 23, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:25 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, and Marilyn Huth. John Suarez, Absent.
Bob Kennedy – Associate Director of Public Works and Utilities. John Perlich – Public Information Officer. Chuck Bailey, Carl Wilson – Contract Compliance. Ron Sheppard - Engineering Support Services. Nancy Townsend, – Development Services. Kristine DeGabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of June 16, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Storm Sewer Contract #2004-ST-05, *IIT Hanover Dormitory Storm Sewer,* between the City of Fort Wayne and Indiana Institute of Technology, Inc. to construct a local storm drainage system to serve IIT Hanover Dormitory Storm Sewer.

   Nancy Townsend: IIT is represented on the map by the green pin. This is a contract between the City and IIT to install 24 feet of 12-inch diameter pipe and two inlets. These facilities will be located in the right-of-way and will drain the street. This is necessary for their internal storm sewer system to drain the dorms and some of the other areas they are working on out there.

   Greg Meszaros: So, from about me to you of storm sewers. It is one of our bigger projects correct?
   Nancy Townsend: Exactly. It is entirely funded by them.

   Gina Kostoff moved approval. Motion carried.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Indiana Institute of Technology for Storm Sewer Contract #2003-ST-03, *IIT Student Center* as an integral part of the City's Storm Sewer System.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned at 9:30 A.M.

Greg Meszaros, Chairman

Regina Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JUNE 30, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Division of Public Works and Utilities. John Perlich – Public Information Officer. Kristine DeGabriele – Law Department. Dan Brenner – Property Management. Mark Gensic, Mike Hicks, Matthew Wirtz - Planning and Design Services. Rick Orr – Right-of-Way. Ron Sheppard – Engineering Support Services. Carl Wilson, Chuck Bailey – Contract Compliance. David Ross – City Engineer. Daniel Brenner – Property Management. Mario Trevino, Mike Fruchey – Transportation Engineering Services.

1. Approval of Board of Public Works Minutes for June 23, 2004.

   Gina Kostoff moved approval. Motion carried.

2. RECEIVE BIDS: Resolution #1664-04, *General CIPP 2004 Package #1.*

BIDDER	BID AMOUNT
Alpha & Omega Video Media	-
American Water Services	$1,526,218.00
Insituform Technologies	$1,177,055.00
Kokosing Construction Co.	**$1,162,672.00**
ProLine Technologies	$1,491,730.00
Reynolds Inliner	$1,404,698.50
Engineer's Estimate	$1,315,000.00

3. AWARD: *Vehicle and Equipment Lease Financing* to Banc of America in the amount of $367,927.74.

   John Suarez moved approval. Motion carried.

4. AWARD: Resolution #1635-2003, *Aeration Tank Handrail* to R.E. Crosby, Inc. in the amount of $49,198.50.

   Gina Kostoff moved approval. Motion carried.

5. AWARD: Resolution #1507-2003, *Bluffton Road Lift Station* to Crosby Excavating in the amount of $118,275.75.

   John Suarez moved approval. Motion carried.

6. Improvement Resolution #7013-04, *Public Sidewalk Curb Ramp Package 5-2004.*

   Gina Kostoff moved approval. Motion carried.

7. Approval of Construction Contract #6983-04, *Rudisill Boulevard, East Sidewalks* between the City of Fort Wayne and Widner Paving in the amount of $6,621.00.

   John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #91-91-22, *Civic Center Parking Garage 2004 Restoration* between the City of Fort Wayne and Structural Preservation Systems, Inc. in the amount of $1,141,925.00.

   Gina Kostoff moved approval. Motion carried.

9. Approval of recommendation by Transportation Engineering Services to accept the work performed by Benchmark Construction for Construction Contract #6957-03, *Abbott Street,* as an integral part of the City's Transportation System.

   John Suarez moved approval. Motion carried.

10. Approval of Change Order #1 between the City of Fort Wayne and Key Concrete for Construction Contract #7004-04, *Miscellaneous Construction Package 1A-04,* increasing the original contract price of $12,917.00 by $3,547.60. Including this Change Order the new contract price will be $16,464.60.

    Mario Trevino: This Change Order goes over the original contract price by 27%. Approximately 14% of the contract represents additional locations expanded by Councilman Smith to this particular package, one location at Trier and another location at Kensington. The remaining 13% represents unforeseen items, one where we added additional walk adjacent to curb ramps at the Trier location to achieve required grade. We also added curb behind a walk at the Tilden location where the property side was very steep to hold back the property side portion. Also, we constructed additional curb to get to some sound curb at the Tilden location. The result is an increase of $3,547.60.

    Gina Kostoff moved approval. Motion carried.

11. Approval of Change Order #1 & Final between the City of Fort Wayne and Robbco, Inc. for Contract #04-01, *Restoration of Water Utility Cuts,* decreasing the original contract price of $236,973.70 by $312.02. Including this Change Order the new contract price will be $236,661.68.

    John Suarez moved approval. Motion carried.

12. Approval of Recommendation from Engineering Support Services to accept the work performed by Indiana Construction Corp. for Resolution #1636-2003, *Coverdale Lift Station,* as an integral part of the City's Sewer Utility System.

    John Suarez: Before I second the motion I want to ask a question, is Indiana Construction going to guarantee the work for one year? Aren't they out of business?
    Ron Sheppard: In answer to your question, their bonding company actually makes the guarantee and their bonding company is in business and that's not a problem.

Gina Kostoff moved approval. Motion carried.

13. Approval of recommendation from Engineering Support Services to accept the work performed by Bunn Excavating, Inc. for Resolution #2004-S-06, *Richardville Sanitary Sewer,* as an integral part of the City's Sanitary Sewer System.

    John Suarez moved approval. Motion carried.

14. Approval of Professional Services Agreement for the *Pilot-Scale Evaluation of Unidirectional Flushing* between the City of Fort Wayne and Malcolm Pirnie, Inc. Compensation for services performed shall be $20,000.00.

    Matthew Wirtz: The agreement with Malcolm Pirnie is to assist us with developing a unidirectional flushing program on a pilot project type basis. The area we are looking to apply this is the southwest, one of our notorious areas for red water quality complaints, including Indian Village but more along Sandpoint, Bluffton south of Engle, and north of Lower Huntington. Unidirectional flushing is a technique used by water utilities across the country and recommended by American Waterworks Association to improve water quality in the distribution system. A normal flushing, non-unidirectional, is when we get a water quality complaint we will open a hydrant in the neighborhood and let it run slowly for several hours just to pull whatever has been stirred up in the distribution system. Unidirectional is where you isolate areas, valve off areas and then flush a lower volume of water, but at a higher velocity. The flushing takes only a few minutes, but it is actually more intense because we valve off and use specific hydrants. Also, instead of taking just the particles suspended in the water, it will scour the bottom of the main and pull off sediment and bio-films that develop inside the mains. It is more labor intensive, but in the long run it is a much better program and because of labor reasons we have to develop an efficient plan. The plan will lay out reduction of water use, setups, number of hydrants and valves you have to operate. Malcolm Pirnie will not only train us on the flushing technique, but also develop a software package that will use our GIS (Geographic Information System), creating a journal for our field crews to take out in the field with them. Once the plan is developed we will be able to use it for years to come in that area.

    Bob Kennedy: Matthew, will this be focused just in areas of complaints?
    Matthew Wirtz: Correct. Some utilities do it system wide. We would be looking to pick off problem areas. We may be able to pick off some areas, not main break problems, but just water quality problems.
    Gina Kostoff: What is going to be the benefit to residents in this area with this type of flushing system versus the old way?
    Matthew Wirtz: Specifically, Indian Village and somewhere down on Sandpoint. Every week we're out there running water on the ground trying to clean up the red water/rusty water iron particles in the water. It can create water heater problems too. It is not really a health hazard, but it is an appearance hazard. This will remove that sediment that is constantly being stirred up and clean up the standing stagnant water.
    Greg Meszaros: Just a note, I think it will control these chronic problems with a more enduring solution.

    Gina Kostoff moved approval. Motion carried.

15. Approval of Agreement between the City of Fort Wayne and the YMCA Youth Services Bureau in the amount of $4,000.00 from District 1, District 2, District 3, and District 5 CEDIT funds to partially offset Youth Services Bureau expenses necessary to operate the anti-graffiti program for 2004.

Rick Orr: This is a grant agreement to keep the anti-graffiti network operating through the end of this year, and of course, this is $1,000 from four of our Council members which is nowhere near the total expense of running the anti-graffiti network. It is just lending some assistance for a pretty well received program with some obvious benefits.

Bob Kennedy: Has this been done for the past several years?
Rick Orr: Actually, this is the first year we have done this. I don't want to say it was controversial; it was only controversial in the sense of using CEDIT dollars.
CEDIT typically is for capital improvements or economic development. We had a thorough review, from not only our legal staff, but also Council's legal staff. All the attorneys that looked at it pretty much agreed to use CEDIT dollars.

Gina Kostoff: Typically, the reasoning would most likely be that keeping graffiti off of our public buildings and our infrastructure is a capital improvement I would think.
Rick Orr: No actually, more along the lines of economic development. An attractive community is easier to keep existing businesses and easier to attract new businesses.
Gina Kostoff: It is a benefit to the community.
Rick Orr: Definitely.

John Suarez moved approval. Motion carried.

16. Approval of Agreement between the City of Fort Wayne and the Indiana Department of Transportation (INDOT), Work Order #11848, *Auburn Road: Clinton Street to Cook Road* in the amount of $120,000.00. INDOT is developing plans for the bridge replacement of Auburn Road over I-69 as part of the added travel lanes of Interstate 69 in Fort Wayne.

David Ross: This is a new project, something that we are starting to partner with the Indiana Department of Transportation (INDOT). They are doing the widening for I-69 and as part of that project they will have to reconstruct the bridge on Auburn Road over I-69. We've suggested that at the time they do that reconstruction that they widen it from a two-lane to a four-lane bridge to accommodate future traffic use. At the same time, we will widen the approaches going from the bridge into the two intersections on either side, one being Clinton Street and the other Cook Road to four lanes and then signalize the intersection of Auburn and Cook Road. That amounts to an estimated cost of $600,000.00 and using federal aid funds with their utilizing for I-69 that reduces the City's share to 20% or $120,000.00. We will have the responsibility to pick up additional public property for public right-of-way to make those widenings or those improvements. We haven't estimated how much that will cost but it is undeveloped property around that area, so it shouldn't be too great. INDOT has already selected a consulting firm, DLZ of Indiana, a local consulting firm to provide the preliminary engineering or design services and we highly recommend we do this partnering through this agreement.

John Suarez: I have a question regarding drug-free workplace certification. Are they stricter than the City and is that going to be complied with?
David Ross: We are drug-free and we will comply. It is a standard for any state contract.
John Suarez: I understand, but what I am saying is we have City compliance about drug-free certification and I don't know if the contractors are testing their people. Will they be strict?
David Ross: I know there is a provision in the agreement, but I don't know of any testing that has been done on the City or the consulting on this, but it is related specifically with the agreement that we agree upon that.

John Suarez: Does it specifically say anything over $25,000 we'll have a drug-free workplace certification?
David Ross: Yes.

Gina Kostoff moved approval. Motion carried.

17. Approval of Special Street Permit, *Stellhorn Crossing,* between the City of Fort Wayne and Stellhorn Crossing LLC to construct the following streets Center Gate Boulevard and Medina Cove.

    Mike Fruchey: This is in the 1st District. These sections will service four adjacent commercial tracts and nine other commercial tracts within the development while providing a connection to the Maysville Park subdivision. The total length of these public sections will be 718.94 lineal feet. Street construction will consist of a twenty-seven foot wide roadway with two-foot rolled concrete curb sections and asphalt pavement section consisting of four inches of bituminous material over ten inches of compacted aggregate. In addition, concrete sidewalks and curb ramps will be constructed on the south side of Center Gate Boulevard and on both sides of Medina Cove. All construction will be consistent with the City of Fort Wayne standards.

    John Suarez moved approval. Motion carried.

18. Approval of Assessment Roll for Resolution #6978-04, *Orff Avenue,* between the City of Fort Wayne and Property Owners of Orff Avenue in the amount of $3,762.50.

    Gina Kostoff moved approval. Motion carried.

19. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks Project in the amount of $475,501.00.

    Place on next week's Agenda.

20. Approval of Barrett Law Claims in the amount of $17,444.52 for the week of June 30, 2004.

    John Suarez moved approval. Motion carried.

21. Approval of General Accounting Claims in the amount of $11,967,178.88 for the week of June 30, 2004.

    Gina Kostoff moved approval. Motion carried.

22. Old Business.

23. New Business.

Meeting adjourned at 9:26 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 30, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:27 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Bob Kennedy – Associate Director of Public Works and Utilities. John Perlich – Public Information Officer. Chuck Bailey, Carl Wilson – Contract Compliance. Ron Sheppard - Engineering Support Services. Kristine DeGabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of June 23, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of recommendation from Engineering Support Services to accept the work performed by Bunn Inc. for Storm Sewer Contract #2004-ST-01, *Richardville Storm Sewer* as an integral part of the City's Storm Sewer System.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned at 9:30 A.M.

Greg Meszaros, Chairman

Regina Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JULY 7, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:20 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Bob Kennedy – Associate Director of Public Works and Utilities. John Perlich – Public Information Officer. Ron Sheppard - Engineering Support Services. Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of June 30, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Professional Services Agreement between the City of Fort Wayne and USINFRASTRUCTURE-Indiana for the Ludwig Park Drainage Improvements. Compensation for services performed shall be $72,400.00.

   Nancy Townsend: I have laid out before you some photos of the drainage problems being experienced by the Ludwig Park neighborhood. This particular project does not include the whole addition it is just a particular portion including Ludwig Road and Ludwig Park Drive just west of Sharon Drive. We've done some improvements in the past in this addition, installed some trunk lines, storm sewers along Sharon and Rodenbeck Drive. We did a lateral storm sewer extension down Orlando Drive.

   This project is an extension of the overall plan to improve drainage conditions in this area. As you can see by the pictures this is a pretty significant problem. In our storm water project's plan process where we identified and prioritized over 130 projects throughout, this project ranked second on the priority list in terms of damages, frequency of problems, nature of the flooding, structural flooding, etc. All of this is what prompted us to bring this to the Board. The project was placed in the 2004 CIP for design services this year, so there is money budgeted for this. This is an agreement between the City and US Infrastructure to perform these services as they are familiar with this area from work they have done in the past. This is a not-to-exceed fee of $72,400.00. I do want to point out that $12,800.00 of that is for optional services, likely we will not use, but wanted to include them so the Board is aware of them. The optional services that might come up would include utility locates, geotech investigation, again we don't anticipate needing that type of service, but yet we did include it in the agreement.

   Also, I would like to point out the outstanding efforts of the neighborhood in this area. They have done an exceptional job documenting, through a photo album, the flooding conditions in the neighborhood. They have sent us letters, notes, disks, and even left messages early in the morning letting me know of when the water topped the road. The amount of effort these neighbors put in significantly reduced the services we need from the consulting firm because we knew, based on the pictures, where the surveying needed to be done or where the route of the storm sewer should go. Their efforts helped us to focus on the engineering side of things.

Greg Meszaros: Will there be easements required for the project?
Nancy Townsend: Yes, there will be easements. I have attended a couple of neighborhood meetings and circulated letters of commitment for property owners and asked them to sign it saying that we will agree to provide easements and understand that there may be some tree removal and a need to remove fences for the installation of storm sewer. They signed the letter that night. Noone took the letter home to think about it.

Greg Meszaros: Are you anticipating a lot of land opposition troubles?
Nancy Townsend: No. The easements will be limited. There are some existing easements thankfully in low ground that we will be extending through and there will be a need for some additional easements. A lot of the work will be in the right-of-way. The project will probably be a 3 to 4 month design and then we have construction planned in the CIP for 2005.

John Suarez moved approval. Motion carried.

3. Approval of Professional Services Agreement between the City of Fort Wayne and US Infrastructure-Indiana for the Granada Drive Drainage Improvements. Compensation for services performed shall be $30,200.00.

   Nancy Townsend: This area is located in the northeast part of town, just south of St. Joe Center and east of Lahmeyer Road. Again, this area has chronic drainage problems and was included in the stormwater projects plan for review, analysis and prioritization. It too ranked high on the list because of what we knew about it in the past. It was included in the 2004 CIP for design. Monies have been identified for construction in the 2005 CIP. This project is much smaller in scope and includes just design services for two unapproved streets. It is a not-to-exceed fee of $30,200.00. Again, like Ludwig Park Drive there are optional services totaling about $6,500.00 in this project for just design. The bidding services fee is around $24,000.00.

   Greg Meszaros: Are there any complicated easement issues?
   Nancy Townsend: No. We anticipate the overwhelming majority of this project will occur in the right-of-way. There will be a need for an easement on two properties, which have the most severe problems, and we've been talking with those owners for four years.

   Gina Kostoff moved approval. Motion carried.

4. Approval of a Letter of Authorization from Bond Safeguard Insurance Company to the City of Fort Wayne regarding Resolution #640-02, *Farwood/Hystone Drive,* authorizing the City of Fort Wayne to release $11,078.48 from contract funds currently being withheld to pay 12 Reinhart Excavating, Inc. employees. The remainder of the contract funds will continue to be withheld. Law Department and Contract Compliance recommend approval.

   John Suarez moved approval. Motion carried.

5. Old Business.

6. New Business.

BOARD OF PUBLIC WORKS MINUTES
JULY 7, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Division of Public Works and Utilities. John Perlich – Public Information Officer. Dan Brenner – Property Management. Mark Gensic, Kent Halloran - Planning and Design Services. Ron Sheppard – Engineering Support Services. David Ross – City Engineer. Mario Trevino, Connie English – Transportation Engineering Services. Mary Jane Slaton, Nancy Townsend – Development Services.

1. Approval of Board of Public Works Minutes for the week of June 30, 2004.

   Gina Kostoff moved approval. Motion carried.

2. RECEIVE BIDS: Resolution #6991-04, *Miscellaneous Construction Package 2A-04.*

BIDDER	BID AMOUNT
Hipskind Concrete	$8,688.00
Key Concrete	**$5,969.00**
Engineer's Estimate	$7,035.00

3. RECEIVE BIDS: Resolution #6998-04, *Miscellaneous Construction Package 6B-04.*

BIDDER	BID AMOUNT
Hipskind Concrete	**$44,530.00**
Key Concrete	$46,452.75
Engineer's Estimate	$67,406.00

4. RECEIVE BIDS: Resolution #1645-03, *Oak Pointe Lift Station Pumps and Controls.*

BIDDER	BID AMOUNT
Mason Engineering & Construction	**$54,675.00**
RE Crosby Inc.	$71,800.00
Engineer's Estimate	$96,590.00

5. AWARD: Resolution #1664-04, *General CIPP 2004, Package #1* to Kokosing Construction in the amount of $1,162,672.00.

   John Suarez moved approval. Motion carried.

6. Improvement Resolution #1671-2004, *Brown Street – Slide Gate on Gravity Overflow.*

   Kent Halloran: The Brown Street Lift Station has a gravity overflow when the pumps are overloaded. The sewage naturally flows to the river. We are putting a slide gate on that gravity line to control the flow to try and put more flow into the pump station and to take advantage of storage in the line.

   Gina Kostoff moved approval. Motion carried.

7. Improvement Resolution #6975-04, *Indianapolis Road: Ferguson Road to Airport Expressway.*

   Dave Ross: It was initiated by the Division of Community Development and is being financed through the CEDIT bond that was initiated a couple of years ago and is primarily to make improvements to the entrance way into the airport. The project currently is to reconstruct the roadway to take out a severe curve in the southern part of the roadway and to boost it up for commercial traffic, add street lighting, re-grade the shoulders and add storm drainage along this area. There's already a water main that has been established there for a new industrial park that is being developed by the Airport Authority, just north of the airport itself. There is a second phase; the Community Development will do landscaping along the new roadway by planting trees. We are going to bid this project in July and get approval for it in August and construct it with a completion date for October 2004.

   John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #6976-04, *Vance Avenue Concrete Street Repairs 2004* between the City of Fort Wayne and Key Concrete in the amount of $72,905.40.

   Gina Kostoff moved approval. Motion carried.

9. Approval of Construction Contract #7009-04, *Woodhurst Addition Concrete Repairs 2004* between the City of Fort Wayne and Key Concrete in the amount of $33,373.00.

   John Suarez moved approval. Motion carried.

10. Approval of recommendation by Transportation Engineering Services to accept the work performed by Key concrete for Construction Contract #6993-04, *Miscellaneous Construction Package 6A-04,* as an integral part of the City's Transportation System.

    Gina Kostoff moved approval. Motion carried.

11. Approval of Professional Services Agreement between the City of Fort Wayne and Contech Engineers, Inc. for Resolution #91-91-22, *Civic Center Parking Garage – 2004 Restoration.* Compensation for services performed shall be $48,000.00.

    Dan Brenner: This agreement is related to the construction phase of the Civic Center Parking Garage 2004 Restoration. On April 21st the Board agreed to manage the restoration of the parking garage. We are about to enter the construction phase of the project and are asking the Board to approve the Professional Service Agreement with Contech Engineers for their construction management services. Their fees will be based on an hourly rate not-to-exceed $48,000.00 without the Board's prior written approval.

Bob Kennedy: What is the projected construction time?
Dan Brenner: The project is being mobilized this week and they hope to start within the next week or so. The projected completion date is November 15th.

John Suarez moved approval. Motion carried.

12. Approval of Developer Contract #2004-S-19, Work Order #74908, *Ridgeway Addition Sanitary Sewer Extension*, between the City of Fort Wayne and the Allen County Regional Water and Sewer District in the amount of $247,456.45. This project is privately funded and located outside the City.

    Mary Jane Slaton: This is an unusual Developer Contract in that the developer in this case is the Allen County Regional Water and Sewer District. The Sewer District is proposing to do a sewer extension to serve the Ridgeway Subdivision. It has 43 homes that are going to be served by this project. These homes are currently served with septic systems. This is a project to eliminate the septic systems and replace them with sanitary sewer. The Sewer District will be financing the construction of the project through a bond issue and then collecting that money back from the benefit of property owners over a period of twenty years. The City will be taking over the sewer system for future operation and maintenance. This is a high priority for the Board of Health to eliminate these septic systems. The property owners are very supportive of this project, it seems like a win for everyone.

    Bob Kennedy: How many homes are involved?
    Mary Jane Slaton: 43 homes.

    Gina Kostoff moved approval. Motion carried.

13. Approval of Right-of-Way Rental/Use Agreement between the City of Fort Wayne and Taylor University for fiber optical cable insertion from Witmer Hall to Founders Hall along and crossing Rudisill and Indiana Avenues.

    John Suarez moved approval. Motion carried.

14. Approval of Change in Escrow Agreement between the City of Fort Wayne and National City Bank for Resolution #642-2002, Work Order #74595, *Water Pollution Control Plant Headworks*.

    Ron Sheppard: This agreement really involves the contractor Shook and their Escrow Agent. With the extension of time that has been granted with previous Change Orders, they have amended their agreement as to what their Escrow Agent is charging them. This is just letting the Board know that there is a change in those fees and allowing the Board to sign off and agree with those fees. The Board is not billed anything, it is just between Shook and their Escrow Agent.

    Gina Kostoff moved approval. Motion carried.

15. Approval of a Letter of Authorization from Bond Safeguard Insurance Company to the City of Fort Wayne regarding Resolution #640-02, *Farwood/Hystone Drive,* authorizing the City of Fort Wayne to release $11,078.48 from contract funds currently being withheld to pay 12 Reinhart Excavating, Inc. employees. The remainder of the contract funds will continue to be withheld. Law Department and Contract Compliance recommend approval.

Ron Sheppard: This particular contract has been a very unfortunate situation that we have been involved with. The Law Department, Ray Wakefield and we have worked with the bonding company pretty much the whole last year trying to resolve this issue. We are now able to make these payments to these twelve individuals owed this money from Reinhart. These monies have come from monies not paid out to Reinhart for specific items on this job. We are still working with the bonding company to finish off the job and make sure everyone gets paid what they are owed.

Bob Kennedy: Will this close out the job?
Ron Sheppard: This will not close out the job. This will close out just these payments to the employees. We are still working on some final restoration. There is some lining that needs to occur on a sanitary line that was installed as part of this project and is still having problems.
Greg Meszaros: Did Reinhart go out of business?
Ron Sheppard: They are out of business. Their bonding company was very slow to resolve this issue, but we have worked steadily with it. The bonding company was dealing with twelve other projects that Reinhart defaulted on at the same time.
John Suarez: They are out of business as Reinhart, but are back in business with a different name. Also, I have four additional names on top of the twelve employees.
Ron Sheppard: John, can you get those four additional names to me and we will work through what we can do for those four.

John Suarez moved approval. Motion carried.

16. Approval of Letter of Commitment from SBB Development Corp. to the City of Fort Wayne for Saddle Brook, Section III. This Letter of Commitment is to support performance by Developer of a written Developer's Performance Bond for Subdivision Improvements in the amount of $246,755.00.

Gina Kostoff moved approval. Motion carried.

17. Approval of Secondary Development Plan received from SBB Development Corporation for Saddle Brook, Section III.

John Suarez moved approval. Motion carried.

18. Approval of Assessment Roll for Resolution #6993-04, *Miscellaneous Construction Package 6A-04,* in the amount of $4,191.05.

Gina Kostoff moved approval. Motion carried.

19. Approval of State Revolving Funds for the Water Pollution Control Plant headworks Project in the amount of $475,501.00.

John Suarez moved approval. Motion carried.

20. Approval of Barrett Law Claims in the amount of $25,792.60 for the week of July 7, 2004.

Gina Kostoff moved approval. Motion carried.

21. Approval of General Accounting Claims in the amount of $4,847,255.55 for the week of July 7, 2004.

John Suarez moved approval. Motion carried.

22. Old Business.

23. New Business.

Meeting adjourned at 9:18 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JULY 14, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Marilyn Huth. John Perlich – Public Information Officer. Ron Sheppard – Engineering Support Services. Mario Trevino - Transportation Engineering Services. Mary Jane Slaton, Michelle Kyrou, Nancy Townsend – Development Services. Rick Orr – Right-0f-Way. George Cook – Traffic Engineering. Jim Riemke – Street Light Engineering. Carl Wilson, Chuck Bailey – Contract Compliance. Kristine DeGabriele – Law Department. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes of July 7, 2004.

   Gina Kostoff moved approval. Motion carried.

2. RECEIVE BIDS: Resolution #291-04, *W. Washington Boulevard (Thieme Drive to Van Buren Street) Street Light Improvement.*

BIDDER	BASE BID	ALTERNATE 1	ALTERNATE 2
Lights & Signals Inc.	**$46,108.00**	**$5,491.00**	**$4,052.50**
Robert Henry Corp.	$64,565.00	$8,595.00	$7,554.50
Engineer's Estimate	$57,087.00	$6,896.25	$5,092.00

3. AWARD: Resolution #6991-04, *Miscellaneous Construction Package 2A-04* to Key Concrete in the amount of $5,969.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

4. AWARD: Resolution #6998-04, *Miscellaneous Construction Package 6B-04* to Hipskind Concrete in the amount of $44,530.40. Contract Compliance concurs with this award.

   Gina Kostoff moved approval. Motion carried.

5. Improvement Resolution #7012-04, *Kanata Court.*

   Mario Trevino: This project is located in the 1st District. The project limits begin at the cul-de-sac and then extend east 100 feet. The scope of the work involves reconstruction of concrete pavement, curbs around the island, affected drives and restoration. The bid opening date is set for July 28th, 2004. The contract completion date is scheduled for September 24th, 2004.

   John Suarez moved approval. Motion carried.

6. Approval of Construction Contract #6991-04, *Miscellaneous Construction Package 2A-04* between the City of Fort Wayne and Key Concrete in the amount of $5,969.00.

   Gina Kostoff moved approval. Motion carried.

7. Approval of Construction Contract #6992-04, *Nuttman Avenue* between the City of Fort Wayne and Hipskind Concrete in the amount of $36,118.60.

   John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #7007-04, *Miscellaneous Construction Package 4B-04* between the City of Fort Wayne and Hipskind Concrete in the amount of $59,549.40.

   Gina Kostoff moved approval. Motion carried.

9. Approval of Construction Contract #1507-2003, *Bluffton Road Lift Station* between the City of Fort Wayne and Crosby Excavating in the amount of $118,275.75.

   John Suarez moved approval. Motion carried.

10. Approval of recommendation from Engineering Support Services to accept the work performed by Votaw Electric for Resolution #1539-2002, *Electrical Modifications for Portable Emergency Generator at Water Booster Station,* as an integral part of the City's water distribution system.

    Gina Kostoff moved approval. Motion carried.

11. Approval of recommendation from Engineering Support Services to accept the work performed by Integrity Engineering, Inc. for Resolution #1582-2003, *Northwest Pump Station-Pump #1 Controls,* as an integral part of the City's water distribution system.

    John Suarez moved approval. Motion carried.

12. Approval of Sanitary Sewer Contract #2004-S-18, *Kensington Downs East Section V,* between the City of Fort Wayne and Chestnut Group to construct a local sanitary sewer system to serve Kensington Downs East Section V. The project is privately funded, located inside the City, and is in the green zone.

    Nancy Townsend: This is a short extension of our sanitary sewer system to serve Kensington Downs East Section V located on the east side of town. It includes the extension of approximately 820 lineal feet of 8-inch sewer and the addition of four manholes. It will serve a 6.15-acre, 15 lot residential addition.

    Gina Kostoff moved approval. Motion carried.

13. Approval of Water Contract #2004-W-11, *Kensington Downs East Section V,* between the City of Fort Wayne and Chestnut Group in the amount of $28,684.27 to construct water main systems, including all necessary fittings to serve Kensington Downs East Section V. This project is privately funded and located inside the City.

    Michelle Kyrou: The project is located in the northeast section of Fort Wayne. This is an extension from Kensington Downs East Section IV, which will be extended off Grand Forest Drive. The project is privately funded. Kensington Downs Section V is a 6.15-acre parcel

that is proposed to serve 15 lots. There will be a total of 243 feet of 6-inch water main that will be extended for this project.

John Suarez moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for construction Contract #6997-04, *Miscellaneous Construction Package 4C-04,* increasing the original contract price of $29,378.00 by $37.50. Including this Change Order the new contract price will be $29,415.50.

    Mario Trevino: This final change order before you now involved a few items over and under the proposed quantities. The asphalt pavement patching, the compacted aggregate and the temporary pavement marking quantities were less than anticipated. Although we used more concrete pavement construction and topsoil quantities than proposed, the result is an increase Change Order for $37.50.

    Gina Kostoff moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Construction Contract #6993-04, *Miscellaneous Construction Package 6A-04,* decreasing the original contract price of $4,000.00 by $8.95. Including this Change Order the new contract price will be $3,991.05.

    Mario Trevino: This final Change Order represents more residential drive approach pavement quantity, but less patching quantity than anticipated. The result is a decrease Change Order for $8.95.

    John Suarez moved approval. Motion carried.

16. Approval of Developer Contract #2004-S-20, *North Woodland Heights Addition,* between the City of Fort Wayne and the Allen County Regional Water and Sewer District in the amount of $270,445.78. This project is privately funded and is located outside the City.

    Mary Jane Slaton: This is another sanitary sewer contract between the City and the Allen County Regional Water and Sewer District. This project is located in North Woodland Heights south of Carroll Road and east of Bethel Road. This is a subdivision built in the late 1960's or early 1970's with septic systems. This project will replace 37 residential septic systems and 2 commercial septic systems with public sewers. When the project is completed the City of Fort Wayne will take over the sewers for operation and maintenance. We will collect a capital charge to help repay the Sewer District for the bonds they are selling to finance the project. This project is similar to a project brought before the Board on July 7th. The contract before you has not been signed by the Sewer District and typically we have our contributors sign before the Board signs, however, the Sewer District did vote to approve this contract a couple of weeks ago but we didn't have the document prepared for their signature at that time.

    Gina Kostoff moved approval. Motion carried.

17. Approval of Grant Agreement between the City of Fort Wayne and Plymouth Congregational United Church of Christ in the amount of $20,000.00 from At-Large CEDIT funds to offset a portion of the cost for reconstructing the east-west public alley behind 501 W. Berry Street, from the west right-of-way line of Fairfield Avenue to the east right-of-way of Fulton Street.

Rick Orr: The Plymouth Congregational Church will be reconstructing the east-west alley located south of their church building. They utilize this alley to access their parking lot and At-Large generously agreed to contribute the $20,000.00 of public funds since it is a public alley.

John Suarez moved approval. Motion carried.

18. Approval of Encroachment License Agreement between the City of Fort Wayne and William Bengs at 1233 Sunset Drive for installation of a lawn irrigation system upon the City's right-of-way.

    Gina Kostoff moved approval. Motion carried.

19. Approval of Assessment Roll of Resolution #7004-04, *Miscellaneous Construction Package 1A-04* in the amount of $16,664.60.

    John Suarez moved approval. Motion carried.

20. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $52,971.20.

    Gina Kostoff moved approval. Motion carried.

21. Approval of Barrett Law Claims in the amount of $22,941.62 for the week of July 14, 2004.

    John Suarez moved approval. Motion carried.

22. Approval of General Accounting Claims in the amount of $6,901,589.98 for the week of July 14, 2004.

    Gina Kostoff moved approval. Motion carried.

23. Old Business.

24. New Business.

Meeting adjourned at 9:17 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

Meeting adjourned at 9:30 A.M.

Greg Meszaros, Chairman

Regina Kostoff, Member

John Suarez, Member

ATTEST: _____
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JULY 21, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:30 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Bob Kennedy – Associate Director of Public Works and Utilities. John Perlich – Public Information Officer. Ron Sheppard - Engineering Support Services. Roger Warner, Patrick Joley – Development Services. Mike Thornson – Planning and Design Services.

1. Approval of Board of Stormwater Management Minutes for the week of July 7, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Storm Sewer Contract #2004-ST-09, *Webster Street,* between the City of Fort Wayne and Allen County Public Library to construct a local storm drainage system to serve 900 Webster Street.

   Roger Warner: This is a contract with the Allen County Library. This project is a redevelopment of the downtown area and the improvements will be completely at their expense. The new storm lines will be installed to reroute the Ewing Street drainage and the old parking lot for the library which used to go around the south side of that building along Washington Street and into a combination sewer at Webster. With the redevelopment of the Grand Wayne Center and additional impervious area created by this improvement we had to reroute the water to the north side of the library. It will go through a small, but expensive underground detention basin and then goes back into our existing combination sewer about the same location.

   Greg Meszaros: I know these are complicated issues in the downtown redevelopment issues I appreciate you and the staff time, architecture's engineers for the library project you put together. I think it was an innovative solution with underground storage and other things. It's tough sometimes, but important projects and we appreciate the effort.

   John Suarez moved approval. Motion carried.

3. Approval of Storm Sewer Contract #2004-ST-10, *Rodenbeck Drive South,* between the City of Fort Wayne and C2 Land Development, LLC to construct a local storm drainage system to serve Rodenbeck Drive South (Fricker's Restaurant).

   Patrick Joley: This contract is between the Board of Works, the City and Fricker's Restaurant located on Washington Center Road, just east of Lima Road. There will be a small storm sewer segment on the site that will be public that includes 115 lineal feet of 21-inch pipe. The cost is just under $9,500.00 and will be paid by the developer. In addition, Development Services requested some offsite storm sewer improvements to be completed as part of the development in order to address chronic drainage problems at the intersection of Wolverton and Rodenbeck Drive and Ludwig Park, just north of the site. The intersection experiences significant flooding (pictures shown) that gives you an idea of the chronic nature of that flooding. The work will include the replacement of an existing storm sewer that is in poor condition within the existing Rodenbeck Drive. This is a storm sewer that is suppose to drain Wolverton and Rodenbeck Drives and

surrounding areas, so there is quite a large water shed that comes down to a single point. The replacement will consist of 887 lineal feet of storm sewer ranging in size from 12-30 inch in nine structures. The cost of this replacement is $87,795.00.

Greg Meszaros: If I recall Patrick, correct me, but wasn't this one of the top ten worst areas in our recent storm water analysis of chronic complaint areas?
Patrick Joley: Yes.
Greg Meszaros: So here we are trying to use land development process to also link in some improvements to the public system to relieve some of those problems. I believe we have some of our own projects ongoing in this area, so in other words, we have a full court press to make this area perform a little better when it rains.
Patrick Joley: Yes, that is the intent. It has been on the list as a high priority.

Gina Kostoff moved approval. Motion carried.

4. Approval of Professional Services Agreement between the City of Fort Wayne and Clark Dietz, Inc. for the Graham Wayside West Stormwater Improvement. Compensation for services performed shall be $49,800.00.

Mike Thornson: This project was generated by complaints to Development Services from property owners as shown in the photographs (photos shown). They have substantial flooding problems in their yards and homes, it's in a bowl shaped area and they get a lot of drainage from surrounding properties. They have an inadequate undersized drainage system that backs up and causes them problems. The contract we are proposing with Clark Dietz is for a not-to-exceed $49,800.00 to help design this storm sewer solution to this and take the water to the Spy Run Creek.

Greg Meszaros: Where is this project located?
Mike Thornson: It is on the west side of Lima Road just north of Cook Road, a little bit northwest of Smith Field Airport.
Gina Kostoff: Mike, so is all this water going to drain into the Spy Run Creek?
Mike Thornson: Right. This is about a half dozen properties. It is not necessarily the volumes of water, it's just the fact that it can't get away at all and collects in this bowl.
Greg Meszaros: From the pictures shown it looks like the water has been in some of the homes.
Mike Thornson: Yes, it has been.

John Suarez moved approval. Motion carried.

5. Old Business.

6. New Business.

Meeting adjourned at 9:39 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JULY 21, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Marilyn Huth. John Perlich – Public Information Officer. Ron Sheppard – Engineering Support Services. Connie English, Mark Wilson, Mike Fruchey - Transportation Engineering Services. Mary Jane Slaton – Development Services. Rick Orr – Right-0f-Way. George Cook – Traffic Engineering. Jim Riemke – Street Light Engineering. Carl Wilson, Chuck Bailey – Contract Compliance. Kristine DeGabriele – Law Department. Dan Brenner – Property Management. Mark Gensic, Matthew Wirtz, Pat Callahan, Kent Halloran – Planning and Design Services. Greg Meszaros – Division of Public Works and Utilities.

1. Approval of Board of Public Works Minutes of July 14, 2004.

   Gina Kostoff moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7008-04, *Kimberley Road.*

BIDDER	AMOUNT
All Star Construction & Excavating	$100,538.00
Benchmark Construction	------
Bercot, Inc.	------
Brooks Construction	$115,005.50
E&B Paving	$113,327.00
Hipskind Concrete	**$95,867.25**
Key Concrete	$104,587.00
Primco, Inc.	$103,318.47
Wayne Asphalt	$98,834.50
Engineer's Estimate	$120,970.00

3. RECEIVE BIDS: Improvement Resolution #7013-04, *Public Sidewalk Curb Package 5-2004.*

BIDDER	AMOUNT
Hipskind Concrete	$177,739.00
Key Concrete	**$144,175.00**
Engineer's Estimate	$179,400.00

4. AWARD: Resolution #1645-2003, *Oak Pointe Lift Station – Pumps and Controls* to Mason Engineering & Construction in the amount of $54,675.00.

   John Suarez moved approval. Motion carried.

5. AWARD: Resolution #291-04, *W. Washington Blvd. (Thieme to Broadway) Street Light Improvement* to Lights & Signals, Inc. in the amount of $55,651.50.

   Gina Kostoff moved approval. Motion carried.

6. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #6978-04, *Orff Avenue* as an integral part of the City's Transportation System.

John Suarez moved approval. Motion carried.

7. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #6995-04, *Pettit – Rudisill – Plaza Neighborhood Concrete Repair* as an integral part of the City's Transportation System.

Gina Kostoff moved approval. Motion carried.

8. Approval of Construction Contract #1635-2003, *Aeration Tank Handrail Replacement,* between the City of Fort Wayne and R. E. Crosby, Inc. in the amount of $49,198.50.

John Suarez moved approval. Motion carried.

9. Approval of Construction Contract #1664-2004, *General CIPP 2004 Package #1* between the City of Fort Wayne and Kokosing Construction in the amount of $1,162,672.00.

Gina Kostoff moved approval. Motion carried.

10. Approval of Professional Services Agreement #1117-2003 between the City of Fort Wayne and Donohue & Associates, Inc. for *Northwest Pump Station #1 and #2 Telemetry Improvements.* Compensation for services performed shall be $9,803.00.

Matthew Wirtz: The Professional Services Agreement before you is for Donohue & Associates to do programming for the new Northwest Pump Station #2, as well as the upgrades we are doing to the existing Pump Station #1. With these stations, we want to be able to report back what these stations are doing to the filtration plant. We have several existing sites, tanks & pump stations that do that already and this will be a rework of Station #1, as well as creating the new monitoring for the new station. Along with the monitoring of pump station flows and pressures, we also for the first time in our distribution system, have installed water quality equipment that will monitor Ph, conductivity, turbidity and chlorine residual. We will do some increased monitoring of water quality in the distribution system. Donohue has worked on projects with us before and have performed very well, so it should be a quick turnaround.

John Suarez moved approval. Motion carried.

11. Approval of Professional Services Agreement for proposed new Fire Station #18 located at the corner of Homestead Road & Liberty Mills Road between the City of Fort Wayne and Schenkel Shultz. Compensation for services performed shall be $93,500 plus a not-to-exceed allowance of $12,100 for reasonable reimbursement expenses.

Bob Kennedy: I am going to read Item #11 and Item #12 because both deal with the proposed new Fire Stations.

12. Approval of Professional Services Agreement for proposed new Fire Station #19 located at the corner of Scott Road and Covington Road between the City of Fort Wayne and Schenkel Shultz. Compensation for services performed shall be $93,500 plus a not-to-exceed allowance of $12,100 for reasonable reimbursement expenses.

Dan Brenner: This is in the City's plan to build two new Fire Stations in advance of the Aboite Annexation scheduled for January 2006. The architectural firm of Schenkel Shultz has submitted proposals to provide design, documentation, bidding and construction services for these projects.

For their services they are proposing a fee of $93,500 per station plus reimbursable expenses at a price not-to-exceed $12,100. As Schenkel Shultz has assisted the City with construction of other fire stations and we believe these fees to be reasonable, we are asking the Board to approve these agreements.

Gina Kostoff moved approval. Motion carried.

13. Approval of Change Order #2 & Final between the City of Fort Wayne and Hipskind Concrete for Construction Contract #6987-04, *Arlington Park Association Concrete Repairs 2004,* increasing the original contract price of $45,498.50 by $5,731.00. Including this Change Order the new contract price will be $51,229.50.

Mike Fruchey: This was an increase of about 12½%. This was an expansion of the scope of work to help the drainage problem. We contacted Councilman Smith and he agreed to the additional amount that it would take, which was another 70 feet or so, of concrete replacement to solve the drainage problem along the 4900 block of Oakcreek Court.

Gina Kostoff: Mike, I understand there were some issues with restoration in the Arlington Park project. Does this Change Order reflect any of those issues or is it merely an increased scope of work?
Mike Fruchey: This Change Order just addresses the scope of work, but it is the final.
Bob Kennedy: Is the project and restoration completed out there?
Mike Fruchey: I believe so. I spoke with Jeff this morning and he indicated it was finished.

John Suarez moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Construction Contract #6995-04, *Pettit – Rudisill – Plaza Neighborhood Concrete Repairs* decreasing the original contract price of $38,108.00 by $2,840.11. Including this Change Order the new contract price will be $35,267.89.

Mike Fruchey: This Change Order is represented by a negative 7.5% of the original contract cost and basically was a resolution of final quantities used.

Gina Kostoff moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Construction Contract #6969-03, *Tennessee Avenue,* increasing the original contract price of $78,585.00 by $5,614.50. Including this Change Order the new contract price will be $84,199.50.

Mike Fruchey: This Change Order represents an increase of 7.1%. One of the minor things for the increase is we used hi-early mix for the concrete drive approaches so that the businesses could have access sooner. The majority of the overage was because of the location of the gas line that was located directly above the sewer line. It was necessary to do an exploratory dig to locate the gas line and also additional work was required in setting the manhole that was nearby, which included 50% of the overages.

John Suarez moved approval. Motion carried.

16. Approval of Change Order #1 between the City of Fort Wayne and Scheidleman Excavating for Resolution #1116-2003, *Northwest Pump Station #2 and Water Mains Phase 1*, increasing the original contract price of $333,590.14 by $20,911.85. Including this Change Order the new contract price will be $354,501.99.

Ron Sheppard: This is also the Final Change Order for this particular project. We had a number of revisions on this project. One of the largest items on this project was an additional driveway at the school that is used for their bus route.

We had to tear out the entire driveway, which is cause for one of the large overages on this project. We first encountered their water service, which is originally noted at a different location on our plans than was actually field verified. We had to extend the pipe out to get underneath that water service for that particular building which was for their fire service. We also encountered a number of problems on making our connections at Leo Road. There are a number of utilities already out there and we ended up having to shut down that existing main out there and cutting in a T to make the connection. We did a lot of pluses and minuses on this project, but these are the final numbers and the quantities were all verified out in the field.

Gina Kostoff moved approval. Motion carried.

17. Approval of Change Order #2 between the City of Fort Wayne and Hagerman, Inc. for Resolution #1512-03, *Camp Scott Phase 1 Pumping Facility*, increasing the original contract price of $3,547,000.00 by $18,914.00. Including this Change Order the new contract price will be $3,571,750.00.

Ron Sheppard: This Change Order addresses some piping installation and blocking that we had to do inside the wet well itself. We had a difficult time with some of the guide rails and mounting them to the walls. This is a very large project and we had to add the additional $14,000 for the guide rails and the thrust blocks to make sure the pipe did not move around too much inside the wet well of the pump station. We did have about $2500 for some additional swell work so we didn't run water off of the brand new football field into the back of some of those properties. We cut about a 130 foot swale to catch the water and lower the structure to bring the water back in. Hopefully, when the wetlands are done we will be able to fire these up and do some testing.

Bob Kennedy: Ron, what is the projected time limit?
Ron Sheppard: Currently, the wetlands have until the first week of August before they are beyond their time. All the pipe work is in, so it is just a matter of moving dirt.

John Suarez moved approval. Motion carried.

18. Approval of Change Order #2 & Final between the City of Fort Wayne and Environmental Pipeliners Company, Inc. for Resolution #1640-2003, *General CIPP Package #2,* decreasing the original contract price by $31,883.50. Including this Change Order the new contract price will be $504,305.50

Ron Sheppard: This is a Final Change Order for this particular project. In the original bid we did not have a 15-inch liner size we had to get a quote for that. We had a number of increases and decreases through this project luckily we didn't use most of the work allowance. We had a previous Change Order that added a structure on to this and that project went very well. In adding that structure we were able to complete the project, so overall this project is over by about $2000.

Gina Kostoff moved approval. Motion carried.

19. Approval of Amendment #1 to Professional Services Agreement for *Inline Storage Assessment* between the City of Fort Wayne and Malcolm Pirnie, Inc. Compensation for services performed shall be $63,300.00.

Pat Callahan: The work that is covered by this contract is a study to determine if we have any available volume in our pipelines to store flow during wet weather. It is a very complex project the scope of service on it is fairly vague, so we are doing the project in three phases. The original contract covered the first phase it helped tie down the scope for the second phase, this

is the Amendment that covers the second phase, which again will tie the scope for the third phase.

John Suarez moved approval. Motion carried.

20. Approval of Encroachment License Agreement between the City of Fort Wayne and Lutheran Foundation, Inc. at 3024 Fairfield Avenue for an irrigation meter, sprinkler lines and sprinkler heads upon the following conditions: the sprinkler system may not impede the use of the sidewalk and the installation contractor must obtain a right-of-way excavation permit prior to installation in the right-of-way.

Gina Kostoff moved approval. Motion carried.

21. Request from Taylor University to waive the Right-of-Way rental annual fee of $660.96.

Chris McCormick, Taylor University, Fort Wayne Information Technology: Currently, we are about to undergo a project to expand our residential network which is only on the south side of Rudisill in the Houser Dorm. We will be boring under the street under both Indiana and Rudisill to get from Witmer Hall, our main Administration Building, to the Founders Building, the Community Arts Building. We are requesting that we could have the $660.96 Right-of-Way Rental Annual Fee be waived for our usage. We have received that in the past for a previous project and are asking it be granted this time.

John Suarez moved approval. Motion carried.

22. Approval of General Accounting Claims in the amount of $2,190,181.64 for the week of July 21, 2004.

Gina Kostoff moved approval. Motion carried.

23. Old Business:

24. New Business:

Meeting adjourned at 9:29 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JULY 28, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Marilyn Huth. John Perlich – Public Information Officer. Ron Sheppard – Engineering Support Services. Mary Jane Slaton, Lisa Ramos – Development Services. Rick Orr – Right-0f-Way. George Cook – Traffic Engineering. Jim Riemke – Street Light Engineering. Carl Wilson – Contract Compliance. Jim Howard – Law Department. Dan Brenner – Property Management. Mark Gensic, Paul Powers, Nathan Baggatt, Andrew Schipper, Kent Halloran – Planning and Design Services. Dawn Ritchie – Solid Waste. Dave Ross – City Engineering. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes of week of July 21, 2004.

   Gina Kostoff moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1671-04, *Brown Street Slide Gate on Gravity Overflow*.

BIDDER	AMOUNT
Henry P. Thompson	0
Mason Engineering	$23,700.00
Primco	0
R. E. Crosby	**$20,293.00**
Engineer's Estimate	$24,900.00

3. RECEIVE BIDS: Improvement Resolution #1696-04, *Secondary Clarifier*.

BIDDER	AMOUNT
Bid Tool	0
Howard Painting	0
Mason Engineering	0
McGraw Hill Construction	0
Odle, Inc.	$129,870.00 Alt: $146,475.00
R. E. Crosby	**$109,327.00**
Standard Coating Service	$135,775.00
Engineer's Estimate	$70,000.00

4. RECEIVE BIDS: Improvement Resolution #6975-04, *Indianapolis Road: Ferguson Road to Airport*.

BIDDER	AMOUNT
Benchmark Construction Inc.	0
Bertsch & Associates Inc.	0
Bid Tool	0

Brooks Construction	**$433,393.41**
E&B Paving	$488,598.00
Lights & Signals Inc.	0
Three Rivers Barricade	0
Trans Tech Electric	0
Wayne Asphalt	$508,511.85
Engineer's Estimate	$638,449.99

5. RECEIVE BIDS: Improvement Resolution #7012-04, *Kanata Court.*

BIDDER	AMOUNT
Hipskind Concrete	$57,078.00
Key Concrete	$61,020.00
Newell Construction	**$56,195.00**
Robbco, Inc.	$65,950.00
Engineer's Estimate	$57,816.45

6. AWARD: Resolution #7008-04, *Kimberley Road* to Hipskind Concrete in the amount of $95,867.25. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

7. AWARD: Resolution #7013-04, *Public Sidewalk Curb Ramp Package 5-2004* to Key Concrete in the amount of $144,175.00. Contract Compliance concurs with this award.

Gina Kostoff moved approval. Motion carried.

8. Improvement Resolution #7011-04, Woodland Lake Street Improvements.

Mario Trevino: This project is in the 2nd District and focuses on four streets Woodland Crossing and various locations along the street: 10318 Sona Marie Court, 10102 Silver Lake Court, and Woodland Lake Pass and Holliston intersection. The scope of work involves spot concrete repair including curbs, ramps, and affected drives. The bid opening is set for August 18th and the completion date is scheduled for October 31st.

John Suarez moved approval. Motion carried.

9. Approval of Construction Contract #7013-04, *Public Sidewalk Curb Ramp Package 5-2004* between the City of Fort Wayne and Key Concrete in the amount of $144,175.00.

Gina Kostoff moved approval. Motion carried.

10. Approval of Construction Contract #291-04, *W. Washington Boulevard Street Light Improvement,* between the City of Fort Wayne and Lights & Signals, Inc. in the amount of $55,651.50.

John Suarez moved approval. Motion carried.

11. Approval of Sanitary Sewer Contract #2004-S-07, *Hidden Pointe Section I and Offsite,* between the City of Fort Wayne and Equity Land Corp. to construct a local sanitary sewer system to serve Hidden Pointe Section I and Offsite. The project is privately funded, located outside the City, and is in a green zone.

Lisa Ramos: This project is east of Kraemer Road and just south of I-69. It has approximately 22.66 acres and 5,585 feet of 8-inch PVC pipe and 22 manholes. It will serve 54 residential plots in Hidden Pointe Section I and two outlots.

Gina Kostoff moved approval. Motion carried.

12. Approval of Sanitary Sewer Contract #2004-S-17, *Winters Road – Fort Wayne Airport Traffic Control Tower,* between the City of Fort Wayne Water Pollution Control Utility and the Fort Wayne Allen County Airport Authority to construct a local sanitary sewer system to serve Winters Road – Fort Wayne Airport Traffic Control Tower. The project is privately funded, located outside the City, and is in a green zone.

Lisa Ramos: This is on the south side of Winters Road and west of Bluffton Road. It has approximately 14.45 acres with about 376 feet of ductile iron pipe with two manholes and will serve one air traffic control tower.

John Suarez moved approval. Motion carried.

13. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating, Inc. for Sanitary Sewer Contract #2004-S-11, *Saddlebrook Section III,* as an integral part of the City's sanitary sewer system.

Gina Kostoff moved approval. Motion carried.

14. Approval of recommendation from Engineering Support Services to accept the work performed by Robbco, Inc. for Contract #04-01, *Restoration of Water Maintenance Utility Cuts,* as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and Earth Source, Inc. for Work Order #74858, *North Maumee Equalization Basin Wetland Services*. Compensation for services performed shall be $10,140.00.

Paul Powers: This agreement is support of a previous project of the North Maumee EQ basin that has gone through preliminary design. The project is located on the south side of North River Road just east of Maysville Road. The next step in our preliminary design process, required by the core of engineers, is to perform a wetland delineation of the project area to define any impacts. The services include wetland delineation, mapping of the delineated area and preparing any permitting that may be required.

Bob Kennedy: What are the parameters of the project, where is it actually located?
Paul Powers: Basically to the east of the sludge drying beds on north River Road.

Gina Kostoff moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Construction Contract #7009-04, *Woodhurst Addition Concrete Repairs-2004*, decreasing the original contract price of $33,373.00 by $449.58. Including this Change Order the new contract price will be $32,923.42.

Mario Trevino: This project is located in the 5th District. This final change order will reconcile our proposed quantities versus our actual quantities in the field. We used one less casting in the project. We had a tradeoff between 4-inch walk and 6-inch wing walk area. All the other items were marginally either over or under the proposed quantity and the result is a decrease in the Change Order for $449.58.

John Suarez moved approval. Motion carried.

17. Approval of Change Order #1 & Final between the City of Fort Wayne and Robert Henry Corporation for Resolution #288-03, *W. Jefferson Boulevard Street Light Improvement,* decreasing the original contract price of $34,222.72 by $1,801.30. Including this Change Order the new contract price will be $32,421.46.

Gina Kostoff: Jim, can you describe what the nature the Change Order entailed?
Jim Riemke: On our design runs we have no idea just how much of a root system we are going to hit between our trees. West Jefferson has a lot of old trees and we expected more problems with roots, so we were able to trench, rather than bore, this is the primary change.

Bob Kennedy: Good news and you came in under budget.
Jim Riemke: Yes, that's our key factor. It is hard to determine when you are going to hit 4-inch roots, so that's the reason for the underrun.
Gina Kostoff: Thank you for the explanation.

Gina Kostoff moved approval. Motion carried.

18. Approval of Resolution from the Solid Waste Department increasing the Garbage User Fee of $2.00 per month for a single family household and $4.00 per month for a residential building with one to four units effective October 1, 2004, contingent upon its passage by the Common Council of the City of Fort Wayne.

Dawn Ritchie: First, I would like to start off talking about the Solid Waste Fund and Garbage User fee. Currently, the garbage user fee is $8.00 per month for a single-family household and $16.00 per month for a residential household with two to four units in it. Any residential household with more than four units has to use a private hauler and do not use city solid waste services.

We last increased the garbage user fee on January 1, 2001. At that time, we set the rate at $8.00 per single-family household, so we haven't increased the fee now for 3½ years. Our costs per household have increased, plus the amount of garbage that residential homes are throwing away has increased almost every year. While we have been collecting a flat rate of $8.00 per household each month, our tonnage figures that we pay to National Serv-All have gone up each year based upon a change in the consumer price index. Since 2001, our price per ton for garbage has increased $2.12 and our price per ton for recycling has increased $3.89. Again, while our revenue per household has remained flat, our expenses per household based upon what we pay our contractor, has gone up each year. Specifically, last year we've seen an increase in the tonnage that residential households are throwing away primarily due to the rainfall and flood. With the heavy rainfall, we picked up large quantities of grass clippings in the summer and because of the flood we had a lot of demolition debris to pick up.

Last year we ran a deficit in the Solid Waste Fund of nearly $200,000.00. This year we anticipate a deficit of nearly $300,000.00, that's taking our revenue minus expenses.
Over time we want to maintain a 30-day cash fund balance, so that we have at least a half million dollars in our cash fund at all times to take care of unanticipated expenses.
If we keep the fee at the current $8.00 per month, we anticipate a deficit at the end of 2005 of $666,000.00 and a cash fund balance of a negative $290,000.00.

I would like to switch for just a second and talk a little about our transportation service levels. The asphalt resurfacing program has been our number one priority and we get the most feedback from the public on street resurfacing. I would like to show you by way of some graph charts (charts shown) what our street department has accomplished through our Six Sigma program in reducing the man hours for chip and seal resurfacing, miles of asphalt resurfacing, pavement maintenance, and pothole cycle time.

As you know the street department is funded by the Motor Vehicle Highway (MVH) Fund. We have a dangerous trend in our MVH fund as you can see from this chart (chart is shown). While all our revenue is remaining relatively constant, our expenses are going up even though our street department has done it's best to control expenses. With annexation we continue to have more road miles to maintain each year, so over the long run our projected MVH fund balance is going down and by 2008 it will be over $4,000,000.00 in the red.

Let me talk a little about one program that our street department provides to the public that is funded through the MVH fund, that is leaf collection. We collect leaves from the public between mid-October through December. As you can see from the chart shown I did some research from other cities on how they handle leaf pickup because leaves are a solid waste, just like branches and grass clippings they are considered yard waste. I also called several cities and found that none of the cities I contacted use MVH funds to fund their leaf pickup program. Most cities either use property taxes or user fees or a combination thereof. I was quite surprised to see that our City uses the MVH funds to fund our leaf collection program.

Because we want to insure that the street department continues with the service levels that we have been maintaining and we do foresee a deficit in the MVH fund, I am recommending to the Board today that we increase the garbage and recycling fee by $2.00 a month for a single-family household and $4.00 for a multi-family household. By increasing the fee we would offset the deficit that we are seeing in the short term for 2004 and 2005 for our solid waste programs. Also, we would maintain a 30-day cash fund balance in the solid waste fund and finally, we would partially supplement those MVH funds to help pay for leaf collection.
Since leaves are a solid waste it makes sense to use revenue from the Solid Waste Fund of the garbage user fee to help supplement that program.

You are probably wondering why we are just going to supplement it? When we went to the public with this proposal back in June, I attended the area partnership meetings, neighborhood president's meeting and community services council and met individually with council members, we had talked about funding the leaf collection program with the solid waste user fee 100%. Since then, we have revised it and are looking at partially funding it. For example, just funding the extra costs and the lost opportunity costs associated with the leaf collection program such as overtime, part time employees, fuel, or target fleet costs.

Bob Kennedy: Would you explain the cart issue?
Dawn Ritchie: In our initial proposal, you probably read about this in the newspaper or saw something about it on TV, we proposed a $3.00 increase to offset the deficit in the Solid Waste Fund, funding the leaf collection program 100% and also providing 90-gallon carts to our residential households. We decided to step back from the 90-gallon cart proposal at this time. Our contracts end next year, so we are going to be rebidding the solid waste contracts in early 2005 with an effective start date of January 1, 2006. We think it makes sense to put it in our bid specs as an option, so that way the haulers can bid on providing these carts to residential homes and we can get a true cost and understand the benefit that the contractor derives from using these 90-gallon carts. The contention by the hauler, National Serv-All, has been that their workman comp costs are so high and by switching over to 90-gallon carts they will be saving a lot of money by not having as many workman comp claims. Their drivers are getting injured quite often.

Bob Kennedy: It is not only for those reasons, Dawn. It will allow us to complete our pilot program. Currently, we have three pilot programs going right now with the 90-gallon carts. We had a lot of concerns from the elderly as well. It will also allow us to get more feedback from the public whether they would like the carts or not.

Dawn Ritchie: Right now we are in the third month of a six month pilot program in three areas around the City where we are utilizing the 90-gallon carts. So far, the feedback has been very

positive in these areas, but we want to finish that pilot program and we want to take more time for public input as well.

Bob Kennedy: With the $2.00 increase, instead of $3.00, will we still be at the lowest rate of any city you surveyed?

Dawn Ritchie: That is correct. I surveyed quite a few cities including residents in Aboite, residents on the northeast side that will be annexed at the beginning of next year. As you can see from the chart, (chart shown) our City is quite low as compared to the other cities.
Bob Kennedy: This will be discussed at Council on August 10th with a Public Hearing for public input at City Council as well.

John Suarez moved approval. Motion carried.

19. Approval of Revised Agreement between the City of Fort Wayne and the Indiana Department of Transportation (INDOT), Work Order #11848, *Auburn Road: Clinton Street to Cook Road.*

Dave Ross: This was before the Board on June 30th. It was an Agreement between the City of Fort Wayne and Indiana Department of Transportation to partner on a proposed project along Auburn Road over I-69. The City has requested that we partner with the State as they do the reconstruction and widening of the bridge expanding over I-69 to include two intersections, one at Clinton Street to the south and one at Cook Road to the north. The Board signed that Agreement and the State has come back with an updated Agreement form for the Board's reconsideration. No obligations by the City or the State have changed. What changed is they have modified the Drug Policy to include, what used to be a separate certification, into the body of the Agreement. Also, they have added three other sections at the end of the Agreement that include Disbarment and Suspension for City officials, Ethics and Non-Collusion and Acceptance. These are minor items that have no significant importance on the overall responsibilities of the City for this project. I have reviewed this Agreement and do recommend approval for resigning.

Gina Kostoff: Dave, so the body of the Drug Policy has not changed at all from what we passed previously, it's just a new form?
Dave Ross: It is a new form and basically says that the City will include any certificates of compliance to the Drug Policy in contracts with vendors and contractors. Of course, the State will be the lead agency so the City will not have any contracts going out. Also, it now includes that the State be notified if any action is taken with City personnel on the Drug Policy.

Gina Kostoff moved approval. Motion carried.

20. Approval of Sanitary Sewer Easement Agreement between the City of Fort Wayne and the Fort Wayne Allen County Airport Authority for *Winters Road – Fort Wayne Airport Traffic Control Tower Easement*. The easement will be located on the north side of Winters Road.

Mary Jane Slaton: Earlier you approved a Developer Contract for a sanitary sewer extension to serve the Airport Traffic Control Tower. This is an easement for that sanitary sewer that goes along with the contract. This is really a formality for when the airport drafted their easement giving us the right to continue to locate sanitary sewer there to operate and maintain it as might be necessary. Their easement form requires that the Board of Public Works, on behalf of the City, sign that Easement Agreement as an acceptance of the easement.

John Suarez moved approval. Motion carried.

21. Approval of Agreement between the City of Fort Wayne and Fort Wayne Urban League, Inc. in which the City of Fort Wayne agrees to allocate $25,000.00 from District 5 and $25,000.00 from District 6 CEDIT funds to be used for general site development expenses, utility service

connection, building construction and sidewalk/driveway/parking lot construction expenses for the Urban League portion of the redevelopment project bounded by Hanna Street, Buchanan Street, Weisser Park Avenue and Creighton Street.

Rick Orr: The description before you is pretty thorough. Basically, this is a grant to offset some of the construction expenses incurred by the Urban League. Councilman Hines donated $25,000.00 of his CEDIT revenue and Councilman Pape donated the same from his CEDIT revenue. There is a significant development going on within that block bounded by Creighton, Buchanan, Weisser Park and Hanna.

Gina Kostoff moved approval. Motion carried.

22. Approval of Purchase and Sale Agreement between the City of Fort Wayne and the Public Transportation Corporation (PTC) for the acquisition of PTC's 50% undivided interest in Phase II of the Civic Center Parking Garage in the amount of $1,915,000.00.

Dan Brenner: The City of Fort Wayne and Public Transportation Corporation (PTC) jointly own this garage. For the past several months the City and the PTC have been negotiating and recently agreed to sell their interest to the City. The purchase price is $1,915,000.00. The price is based upon the City and PTC appraisals. The PTC's offer is to provide a zero percent 10-year loan on the purchase price. The first payment will be due three years after the date of closing and then annual payments of $273,571.43 will be paid to PTC for the next seven years. Money for this purchase will come from revenues generated from the parking garage. The City believes this garage is an integral part of its ongoing efforts to enhance the downtown area, therefore, we are asking the Board to approve this purchase.

Gina Kostoff: Dan, is there an interest percentage rate?
Dan Brenner: Zero percent.

John Suarez moved approval. Motion carried.

23. Approval of Assessment Roll for Resolution #6947-03, *Congressional Parkway* in the amount of $229,313.55.

Gina Kostoff moved approval. Motion carried.

24. Approval of General Accounting Claims in the amount of $14,163,277.63 for the week of July 28, 2004.

John Suarez moved approval. Motion carried.

25. Old Business:

26. New Business:

Meeting adjourned at 9:40 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

August 4, 2004

BOARD OF PUBLIC WORKS MINUTES
AUGUST 4, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Bob Kennedy – Absent. John Perlich – Public Information Officer. Ron Sheppard – Engineering Support Services. Chuck Bailey - Contract Compliance. Mark Gensic, Paul Powers, Andrew Schipper, Mike Hicks, Matthew Wirtz, Mike Thornson, Pat Callahan, Kent Halloran – Planning and Design Services. Dave Ross – City Engineering. Mario Trevino – Transportation Engineering Services. Michelle Nelson – Public Works Administration. Greg Meszaros, Len Poehler – Water Resources. Nancy Townsend – Development Services.

1. Approval of Board of Public Works Minutes from the week of July 28, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1587-04, *Parkerdale Sanitary Sewer Extension and Parkerdale Drive-Evard Road Storm Sewer.*

BIDDER	BID AMOUNT	ALTERNATE 1
All Star Construction & Excavating	1,659,766.52	1,728,722.40
Land Construction	1,623,421.00	1,682,256.00
Engineer's Estimate	1,285,077.00	1,344,411.00

3. AWARD: Resolution #6975-04, *Indianapolis Road* to Brooks Construction in the amount of $433,393.41. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

4. AWARD: Resolution #7012-04, *Kanata Court* to Newell Construction in the amount of $56,195.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

5. AWARD: Resolution #1696-2004, *Secondary Clarifier Mechanism Coating* to R. E. Crosby, Inc. in the amount of $109,327.00.

   John Suarez moved approval. Motion carried.

6. AWARD: Resolution #1671-2004, *Brown Street Slide Gate* to R. E. Crosby, Inc. in the amount of $20,293.00.

   John Suarez moved approval. Motion carried.

7. AWARD: Resolution #1701-2004, *4901 W. Jefferson Sanitary Sewer Extension* to Benchmark Construction in the amount of $11,920.00.

Nancy Townsend: This is a short sanitary sewer extension, which includes approximately 120 lineal feet of 8-inch sanitary sewer and a manhole that will serve one existing residential property. This project moved forward as a private project. The homeowners were summoned by the Board of Health to connect to the public sewer. They proceeded to hire an engineer and had the project designed. After talking with contractors, this project is fairly expensive even given the short footage of pipe due to construction issues, right-of-way issues and challenges. The City was approached by the property owners requesting some assistance in order to pay their share of the project. Although this particular situation isn't eligible for standard petition process, we did work out an agreement whereby they would be allowed to make payments over a 10-year period at 5% interest through the City Utilities Accounting Department, but not the traditional Barrett financing program. We did go ahead and receive bids from five different contractors because we were surprised at the high cost as well. The low bid is $11,920.00 and 100% of that amount will be paid by the property owner in addition to all the connection fees and tap fees.

John Suarez moved approval. Motion carried.

8. Improvement Resolution #601-2004, *North McMillen Park Area Storm Sewer – Contract A.*

Pat Callahan: This is actually Improvement Resolution for Contract A, B and C. This area is the Camp Scott system. We've done the pump station, force main, wetlands, outlet piping and now we are going to do the collection system which is divided into two areas, the north area and south area. This is the Improvement Resolution for the north area, which will be divided into three phases. Contract A is expected to be advertised a week from Friday, Contract C will follow that by about two weeks, Contract B will have to be done next year because it ties on to Contract A.

John Suarez moved approval. Motion carried.

Pat Callahan: I would like to clarify one thing. I think the Board agenda got mixed up because of the way I typed my transmittal, I apologize, put the blame where the blame belongs.
Gina Kostoff: So noted for the Minutes. Thank you, Pat.

9. Improvement Resolution #1670-2004, *HFS Tank Roof Construction.*

Matthew Schipper: At the Three Rivers Water Filtration Plant we have two HFS tanks exposed to rain. Basically, this project involves putting a roof over those tanks. We would like to do construction this Fall and would like Board approval.

John Suarez moved approval. Motion carried.

10. Improvement Resolution #7018-04, *North River Road Guardrail.*

Mario Trevino: The project is in the 1st District. This particular area on the North River Road near the Hipcher ditch was identified by the County Highway Department as a potential threat to the motoring public, particularly under inclement weather. With this project we will seek to construct guardrail, stone shoulder and some object markers. This project is estimated to be less than $25,000.00 and will be advertised by Invitational Bid to a minimum of three contractors. Bid opening is set for August 11th and the completion project date is set for September 30th.

John Suarez moved approval. Motion carried.

11. Approval of Emergency Resolution #91-198-11, *1716 High Street.*

Mike Hicks: This first repair is an alley behind 1716 High Street where we replaced 8-foot of 12-inch VCP pipe with PVC pipe. We had to get going on this yesterday as the contractor, Liberty Construction, wanted to finish up their end. We contacted six contractors for both of these emergency repairs: All Star, Bercot, Fleming, Liberty, Kreager Brothers, and T&E.

John Suarez moved approval. Motion carried.

12. Approval of Emergency Resolution #91-198-12, *1515 Kensington Boulevard.*

Mike Hicks: This is another collapse where we are going to replace 28 feet of 12-inch pipe. This is in an easement behind 1515 Kensington. This particular sewer was built in 1922.

John Suarez moved approval. Motion carried.

13. Approval of Resolution #91-198-13 of the Board of Public Works of the City of Fort Wayne, Indiana, regarding the approval of a form of bond ordinance, recommending its adoption to the Common Council of the City and authorizing the reimbursement of certain expenses from bonds and other related matters.

Len Poehler: I am here to present a Waterworks Bond Resolution for your approval. With this Bond we will be able to accomplish several important projects that would normally take us several years to accumulate enough funds to even begin. In a few minutes I will have Mark Gensic come up and describe the projects to you.

First, I want to discuss a few of the bond characteristics. We will need approximately $16.7 million dollars. This $16.7 million dollars will include reimbursement for preliminary expenses, principally for design work we have already accomplished, the Bond issue cost, as well as the final design and construction costs for these projects. We arrived at this amount by balancing our highest priority projects for water works with our capacity for additional debt.

Our financial advisor, Crowe Chizek, reviewed our financial records and confirmed we could afford the debt service on this Bond. Additionally, we can afford this Bond without a rate increase and we can afford it with our current rate structure. Our Bond Council is Baker Daniels and our Financial Advisor is Crowe Chizek. We have used both of these advisors in the past with good results. Our 2002 and 2003 Bonds have very good rates in the 2 to 5 ½% range. The Bond issue itself is a very lengthy one. Subsequent to this resolution, we will go to City Council and beyond that, the IURC has a lengthy review hearing process. Once we get past the IURC, then we have the bond placement effort, Crowe Chizek manages that process for us. If all goes well, the proceeds should be available in mid February. It usually is a 6-7 month process. Typically, the Bond will have a duration of about 15 years. We don't know what the interest rate will be because that is competitively set at the time we go to market. Our financial advisor structures the debt service so that it levels our existing debt and the new debt to create a level payment stream for the next five or so years.

Lastly, each of the projects funded by this Bond will require your approval again, either at contract bid or contract placement. This additional step is highly valued by the IURC as well as ourselves and will help us with that process later one.

Mark Gensic: One of the most basic services the City provides to the greater Fort Wayne metropolitan area is water and because this is a $16 million dollar Bond issue and a number of projects, I am going to take some time and explain what constitutes that $16 million dollars.

I think it is appropriate to start with the fact that we have completed some extensive master planning over the past two years. Specifically in 2002, we did a 20-year plan and evaluated the City's water supply performance criteria. The criteria items are: we remain adequate with our water, that it is dependable and efficient. That criteria can be broken down further and is

extremely important to understand. Adequacy is largely about quantity, but also about quality. We have to provide enough quantity to due fire protection, enough quantity in emergencies and enough quantity to keep the pressure up on the system, without pressure we cannot fight fires. Also, we have to be able to supply domestic, residential and commercial usage out of the system. Quality entails taking water out of the river and cleaning the water to the degree that it is highly clean, disinfected and very reliable in taking out those types of particles from the river water. We are very proficient and well within all federal and state regulations, but it is a continuing challenge because regulations continue to tighten up every several years.

Dependability is another point of our performance criteria. Some of the projects along those lines would be the emergency generator project for electrical work and planning for the St. Joe Dam and Pump Station. We are going to move forward with some of our construction projects, but to do that we do need the money to support these projects.

In the efficiency area, we have completed an unaccounted for water study which is a baseline that we will continue to look at. Also, we are moving forward with more efficient electrical use in the pumping area. The City continues to grow at the edges and we need to upgrade feeder mains for locations.

We are in the process of finishing up the construction of a $20 million dollar headworks facility and we've got under design a $30 million dollar project for the primary settling tanks. We will continue at the water filtration plant to look at our high service pumping to make that more reliable and to look replace some of the 1930's pumping equipment. Also, we will bring our electrical system into a more modern electrical system.

(Mark provided informational graph charts and sketches to the Board defining the scope of the projects.) The two projects that we will be doing from design are the North Pump Building and the St. Joe Dam electrical.

The St. Joe Dam was built in the 1930's and it is becoming increasingly hard to make repair as equipment becomes obsolete. We are going to do the design of a new electrical building at the St. Joe Dam and get that ready for construction in the future.

At the Water Filtration Plant we have three plants, one built in 1930, one in 1950, and one in 1970. The total capacity of those three plants is 72 million gallons per day and that is adequate. What we are working on is making sure that it is dependable, reliable and to replace some of the old infrastructure. In plant three, we want to winterize some of the outdoor motors and equipment to use that plant further into the Fall, Winter and earlier again in the Spring.
We cannot run the water utility on one plant only. We always have to have two plants in operation.

In the miscellaneous category, which would be about $4 million of the $16 million, will be the Flocculator replacement, lime sludge pumping, filter improvements. (Mark shows the Board images of the filtration plant itself.) One of our bigger projects in the distribution system will be some feeder main work. I have tried to lightly go over some of the projects I know the Board has seen a number of them.

Mark Gensic: Greg, is there anything you would like to add?
Greg Meszaros: I think you covered it well. Do any of the Board members have any questions?
Gina Kostoff: Any additional questions?
John Suarez: You mentioned 15 years, is that the plan you have for completion?
Greg Meszaros: John, the 15 years is the retirement of the debt. The actual completion of these projects would likely occur in probably a one to two year period. Some of these projects

have been designed already, or in design and the Bond will accomplish those important projects.

John Suarez moved approval. Motion carried.

14. Approval of recommendation from Transportation Engineering Services to accept the work performed by Wayne Asphalt for Construction Contract #6907-03, *Paulding Road* as an integral part of the City's Transportation System.

John Suarez moved approval. Motion carried.

15. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #6997-04, *Miscellaneous Construction Package 4C-04* as an integral part of the City's Transportation System.

John Suarez moved approval. Motion carried.

16. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #7004-04, *Miscellaneous Construction Package 1A-04* as an integral part of the City's Transportation System.

John Suarez moved approval. Motion carried.

17. Approval of recommendation from Engineering Support Services to accept the work performed by Scheidleman Excavating for Resolution #1116-03, *Northwest Pump Station #2 and Water Mains Phase I* as an integral part of the City's Water Distribution System.

John Suarez moved approval. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating, Inc. for Sanitary Sewer Contract #2004-S-07, *Hidden Pointe Section I and Offsite* as an integral part of the City's Sanitary Sewer System.

John Suarez moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating, Inc. for Contract #2004-W-08, *Saddlebrook Section III* as an integral part of the City's Water Distribution System.

John Suarez moved approval. Motion carried.

20. Approval of Sanitary Sewer Contract #2004-S-21, *6358 St. Joe Center Road – St. Joe Veterinary Hospital* between the City of Fort Wayne and Fort Wayne Veterinary Realty, LLC to construct a local sanitary sewer system to serve 6358 St. Joe Center Road – St. Joe Veterinary Hospital. The project is privately and publicly funded, located in the City and is in a green zone.

Nancy Townsend: This area is located in the northeast part of town. It is at the southeast corner of Maplecrest Road and St. Joe Center Road. The project involves the reconstruction at the St. Joe Veterinary Hospital. We will have to relocate some existing sanitary sewer as part of that building reconstruction. They proposed to build over the top of the existing sewer, so consequently they will have to reroute that portion of the sewer around the building.

When this project was identified to Water Pollution Control (WPC) Maintenance, WPC Maintenance had been called out there in the past; we went ahead and reviewed the problems. There is a portion that is not going to be relocated, however, it is downstream of the site. WPC

Maintenance requested that a 215 lineal foot segment of the sanitary sewer be replaced. WPC goes out there weekly to clean this segment of sewer. It is flat in some areas and actually has reverse flow in some areas. There are two restaurants, a welding company and a couple of homes using this sewer. This has been a chronic problem out there. The sewer was installed by Imbalco a few years ago. The pipe material doesn't meet our standard, so maintenance requested that we replace this part of the sewer and we are including that in part of this development contract.

The overall project will include either replacement or relocation of a total of 365 lineal feet of 8-inch sanitary sewer and four manholes. We are paying for the replacement of 215 lineal feet. The remaining portion will be paid for with private funds. Our share of the cost is slightly over $11,000.00 and will be paid for by WPC budget.

John Suarez moved approval. Motion carried.

21. Approval of Professional Services Agreement between the City of Fort Wayne and R. W. Armstrong & Associates for *Glenwood Park Phase I – Water Main Improvements*. Compensation for services performed shall be $69,440.00.

Matthew Wirtz: The area is located on the northeast side of Fort Wayne in the Glenwood Park subdivision. The project is going to be approximately 5600 lineal feet of water main replacement. Glenwood Park is an area where we have a high main break history and concentration of bad 1950-1960's era cast iron water main. We have done one project in the area and this will be Phase I of future projects as well. Some of our higher main break histories are worse in this area. R. W. Armstrong was brought on through our RFQ process and this is for the design as well as some construction services in this contract. This project will be funded through a Bond as well.

John Suarez moved approval. Motion carried.

22. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for Work Order #65129, *Three Rivers Filtration Plant Horizontal Paddle Wheel Flocculator Replacement*. Compensation for services performed shall be $19,500.00.

Andrew Schipper: These Flocculators (photos presented to the Board) mix the water and combine large particles so that they can later settle out in our settling tanks. Plant II is an important tank. We will bring the tanks down to complete this work and would like to do the work in the Spring. This is design work for one third of Plant II.

John Suarez moved approval. Motion carried.

23. Approval of Change Order #1 & Final between the City of Fort Wayne and Newell Construction for Resolution #6979-04, *Danbury Drive*, decreasing the original contract price of $61,744.00 by $1,804.97. Including this Change Order the new contract price will be $59,939.03.

Mario Trevino: The Danbury Drive project is located in the 1st District. This final Change Order involves a reduction in quantities on several items. We used less back fill, bed coarse material and less concrete construction and traded off some wing walk quantity for walk quantity. The result is a decrease Change Order for $1,804.97.

John Suarez moved approval. Motion carried.

24. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Resolution #7006-04, *Creighton Neighborhood Street Improvements,* increasing the original contract price of $29,589.90 by $237.18. Including this Change Order the new contract price will be $29,827.08.

Mario Trevino: The Creighton Neighborhood project was Oak Lawn Court and is located in the 5th District. The bulk of this final Change Order can be attributed to larger quantities in the concrete pavement construction and a little less quantity in the compacted aggregate and subsurface drainage. All the other items were only marginally over or under the proposed quantity and the result is an increase in the Change Order for $237.18.

John Suarez moved approval. Motion carried.

25. Approval of Change Order #1 & Final between the City of Fort Wayne and Widner Paving, Inc. for Resolution #6971-03, *Infrastructure Restoration from Flood 2003,* increasing the original contract price of $28,112.20 by $2,007.52. Including this Change Order the new contract price will be $30,119.72.

Mario Trevino: This final Change Order adds some quantity for locations along the Spy Run at the Eastbrook and Westbrook Drives. We repaired some additional walk and used some additional top soil and mulch seeding quantity. While we used less compacted stone and also didn't have a fence repair, the result was an increase Change Order for $2,007.52.

John Suarez moved approval. Motion carried.

26. Approval of Change Order #1 & Final between the City of Fort Wayne and Land Construction Corp. for Resolution #1536-2003, *Keller Road/West Perimeter Road Water Main Replacement,* decreasing the original contract price of $234,380.00 by $4,958.30. Including this Change Order the new contract price will be $229,421.70.

Ron Sheppard: This is a final quantity adjustment for this particular project. We had over 30 plus items that either had increases or decreases on this project. A number of the items were small like elbows, small gate valves that we didn't have to use on this project. This project is complete and passed all testing to improve some existing four and six-inch mains that we had out in the airport itself. The four-inch main was too small to provide fire protection, so we did increase it to an adequate size main for fire protection.

John Suarez moved approval. Motion carried.

27. Approval of Supplemental Agreement #1 for legal services between the City of Fort Wayne and Barrett & McNagny, LLP for Work Order #11082, *Ardmore Avenue Extension: Indianapolis Road to Lower Huntington Road*. The estimated Federal share is $6,920.00 and the estimated City share is $1,730.00 for a total of $8,650.00.

Dave Ross: This is an ongoing project to extend a new roadway from Lower Huntington Road down to Indianapolis Road and create a new access into the airport. At present, we are into the right-of-way acquisition phase. We knew going into it that is was going to be a complicated project involving 21 parcels, existing utilities in the proposed roadway area, plus drainage and wetlands. When we started into this phase we estimated the amount of attorney legal counsel time to assist us with the land acquisition. We have reached that point and estimate it is going to take about the same amount of time now to finish up with the actual acquisition of the properties, therefore, we are requesting a Supplemental Agreement with attorneys. Once the Board approves, it will have to go down to the Indiana Department of Transportation (INDOT) for their review and approval to become an eligible cost into the project. We are looking to try to acquire these properties within the next month or two, so we can get this on a bid letting for this year. We do recommend approval of this Supplemental Agreement.

John Suarez moved approval. Motion carried.

28. Approval of Assessment Roll of Resolution #6980-04, *West Foster* Parkway in the amount of $26,302.96.

John Suarez moved approval. Motion carried.

29. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks Project in the amount of $572,758.00.

John Suarez moved approval. Motion carried.

30. Approval of Barrett Law Claims in the amount of $30,789.17 for the week of August 4, 2004.

John Suarez moved approval. Motion carried.

31. Approval of General Accounting Claims in the amount of $6,295,048.57 for the week of August 4, 2004.

John Suarez moved approval. Motion carried.

32. Old Business:

33. New Business:

Meeting adjourned at 9:45 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
AUGUST 11, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Bob Kennedy, Gina Kostoff, John Suarez, and Marilyn Huth. John Perlich – Public Information Officer. Ron Sheppard – Engineering Support Services. Chuck Bailey - Contract Compliance. Mark Gensic, Andrew Schipper, Matthew Wirtz, Pat Callahan, Kent Halloran – Planning and Design Services. Mario Trevino, Connie English, Mike Fruchey – Transportation Engineering Services. George Cook – Traffic Engineering. Jim Riemke – Street Light Engineering. Maria Gomez – Utility Administration. Mary Jane Slaton, Michele Kyrou – Development Services.

1. Approval of Board of Public Works Minutes from the week of August 4, 2004.

   Gina Kostoff moved approval. Motion carried

2. RECEIVE BIDS: Resolution #7018-04, *North River Road Guardrail.*

BIDDER	BID AMOUNT
Eagle Fence	
R&C Fence	
Specialties Co., LLC	$19,715.00
Engineer's Estimate	$14,278.00

3. Improvement Resolution #7014-04, *Creighton-Home Neighborhood Alley Improvement.*

   Mario Trevino: This is a small project in the 5th District. The focus of this project is an alley improvement bounded by Home Avenue, Guilford Avenue, Fox Avenue and South Wayne Avenue. It is a portion of concrete reconstruction of the alley. Since the expected cost is less than $25,000 we chose to advertise by invitation with three contractors. The bid opening date is August 18th and the completion date is scheduled for October 30th.

   John Suarez moved approval. Motion carried.

4. Improvement Resolution #7015-04, *Miscellaneous Construction Package 3C-04.*

   Mario Trevino: The five locations of this project are located in the 3rd District. The locations include the 2400 and 2700 block of Tyler Avenue, Centennial Park entrance at Independence Drive, 3334 Coliseum Boulevard, 1100 block of Kenwood Drive and Manner Drive. These locations will experience spot concrete repair. The bid opening is set for September 1st and the completion date is set for November 12th.

   Gina Kostoff moved approval. Motion carried.

5. Improvement Resolution #7017-04, *Schele Avenue Sidewalks.*

   Mario Trevino: Schele Avenue is located in the 6th District. The project begins at Summer Street and travels east to Fleetwood Avenue. The scope of work involves the reconstruction of deteriorated sidewalk, residential and alley approaches and restoration. There will be some replacement of curb at the northeast corner of Roy and Schele Avenues. The project also entails some walk reconstruction at 3023 and 4229 Holton Avenue; drive approach reconstruction at 3202 Queen Street and spot curb and milling at 5230 Cascade Drive. The bid opening date is set for September 1st and the completion date is scheduled for November 1st.

   John Suarez moved approval. Motion carried.

6. Improvement Resolution #7019-04, *Miscellaneous Construction Package 5B-04.*

   Mario Trevino: This construction package 5B-04 is located in the 5th District. The locations are Prospect Avenue from Spy Run to Hanna Street, Webster Street from Wildwood Avenue to Packard Avenue, Lafayette Street from Sherwood Terrace to Maple Grove on the east side, Washington Boulevard at Harmer Street and 3030 Lafayette Street. All these locations will experience some concrete sidewalk reconstruction. The bid opening date is set for September 1st and the completion date is scheduled for November 1st.

   Gina Kostoff moved approval. Motion carried.

7. Approval of Construction Contract #7008-04, *Kimberley Road,* between the City of Fort Wayne and Hipskind Concrete in the amount of $95,867.25.

   John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #7012-04, *Kanata Court,* between the City of Fort Wayne and Newell Construction in the amount of $56,195.00.

   Gina Kostoff moved approval. Motion carried.

9. Approval of Construction Contract #1645-2003, *Oak Pointe Lift Station – Pumps and Controls,* between the City of Fort Wayne and Mason Engineering & Construction in the amount of $54,675.00.

   John Suarez moved approval. Motion carried.

10. Approval of Water Contract # 2004-W-12, Work Order #65155, *2910-2936 East Dupont Road Water Main Extension,* between the City of Fort Wayne and Tabani Group in the amount of $20,780.01 to construct water main systems to serve 2910-2936 East Dupont Road.

    Michelle Kyrou: The project is located inside the City and privately funded. This development is located on the south side of Dupont Road and west side of I-69 and will be an extension from an existing 12-inch water main. There will be a total of 430 feet of 6-inch main that will be extended to serve almost a three-acre tract for a retail building with twelve total tenant spaces.

    Gina Kostoff moved approval. Motion carried.

11. Approval of Professional Services Agreement between the City of Fort Wayne and Earth Source Inc. for *LTCP Endangered, Threatened or Rare Species Investigation*. Compensation for services performed shall be $3,720.00.

    Pat Callahan: This is an agreement with a biologist to review our rivers as part of our long-term control plan. We have to characterize our rivers and part of that characterization is to determine if we have any endangered, threatened or rare species or their habitat in our rivers.

    John Suarez moved approval. Motion carried.

12. Approval of Professional Services Agreement between the City of Fort Wayne and Tetra Tech MPS for the *Three Rivers Filtration Plant Auxiliary Raw Water Pump Station Study*. Compensation for services performed shall be $9,400.00.

    Matthew Wirtz: The water utility has been doing ongoing projects, Phase II Water Master Plan projects. We have been evaluating the St. Joe Dam and beginning the design of improvements at the dam to our intakes for raw water supply. This project is an evaluation of river cross-sections. We have actually gone out using our in-house interns and local staff to take some cross-sections of the river. Tetra Tech is going to evaluate those cross-sections, look at the possibility of river intake improvements and perform some conceptual design and cost estimating. This is a preliminary Phase I, thus the small amount.

    Gina Kostoff moved approval. Motion carried.

13. Approval of Professional Services Agreement #1673-2005, Work Order #65137, *Indian Village Water Main Replacement – Phase III.* Compensation for services performed shall be $55,000.00.

    Matthew Wirtz: The project is to begin design for Phase III, Indian Village. Indian Village is located in the southwest side of town. This project consists of 8,200 feet of 6-inch water main at the northwest side of Indian Village. Indian Village has some past history of water quality problems. Phase I has been constructed and Phase II is near beginning construction next month or so. M. D. Wessler has been assigned to begin Phase III. Phase III will be a little more challenging because it will involve the back yards of some of the residents and we will need their cooperation. We are setting up meetings to start and get that coordinated.

    Bob Kennedy: Marilyn, please note for the minutes the company is M.D. Wessler.

    Gina Kostoff: Will this complete the entire main replacement for all of Indian Village?
    Matthew Wirtz: Actually, there will be one more phase. How we have it set up right now it looks like we will finish it in one more phase. We have been doing one a year so far, we might lag a little, but we are not going to stop until we finish.
    Gina Kostoff: It's a great boon for that neighborhood.

    John Suarez moved approval. Motion carried.

14. Approval of Professional Services Agreement between the City of Fort Wayne and Old Mill Consulting Services (OMCS) for the application of LEAN tools and training of employees in the use of these tools. Compensation for services performed shall be $50,000.00.

    Maria Gomez: The Utilities would like to adopt a new tool within our division called, LEAN. It is a complimentary tool to Six Sigma. However, LEAN specifically focuses on work processes and identifies the entire process through process mapping and allows us to determine value added steps versus non-value added steps within that process. Each project takes a week to complete.

City Utilities currently has successfully completed two projects and have two near completion using this tool. We have eliminated a lot of wasteful steps and saved a great amount of man-hours, cost, wait time and processing time. We would like the approval to continue using this tool within our division through OMCS. Over the next year, we will conduct up to ten workshops with up to four projects in each workshop. We would train our employees on the concept of the training of LEAN and also, for myself to become a facilitator for the division so we won't need outside sources to do that.

Bob Kennedy: Maria, will you describe the projects a little bit more in detail. I know that one of the projects completed was in Contract Compliance where we reduced the wage review process by 1500 hours.
Maria Gomez: That particular project was specifically on wage reviews. We reduced man-hours per project 41.6 hours to 23.3 hours with a savings well over 1500 man-hours each year and that was based on available time.
Bob Kennedy: So that frees them up to complete other areas of their jobs.
Maria Gomez: Definitely.
Bob Kennedy: I think the first two projects I reviewed with the LEAN project were very successful. I think it is a great tool to add to the City in our work process flows to try and improve streamline as much as possible.

Gina Kostoff moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill, Inc. for Work Order #74839, *CSO Pump Station – Emergency Power & Rehab of Two Small Pumps.* Compensation for services performed shall be $136,800.00.

Mark Gensic: This project is located along the Maumee River across from our Water Pollution Control Plant (WPCP). It is a very large pump station that helps with our wet weather operations as well as our flood fighting. It protects the WPCP from hydraulic overload during rainfall events. There are two very large pumps, pumping 150 (mgd) million gallons a day, to give that some perspective. Each one of those pumps is twice the size of our treatment capacity for the water treatment plant.

We have two smaller pumps at 50 mgd and 25 mgd. This project is about moving forward with the rehabilitation of the two smaller pumps. We are going to do pump removal and reinstallation. We are replacing failed discharged pipe and providing discharged check valves, removing a head tank, modifying a channel at the head tank, covering the discharge channel in the screening room, doing new motor controls and also, the design of an emergency generator that will be funded at a later date. Also, it involves complications involving programmable logic controllers and interface with the WPCP operators. An important step will be getting it designed, ready to bid and going through the process this week and next month in starting to establish next year's utility budget. We are not quite ready for it to go to construction, but it is important for it to get designed and move forward for the upgrade of that pump station.

John Suarez moved approval. Motion carried.

16. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill, Inc. for Work Order #74846, *Aeration System Improvements.* Compensation for services performed shall be $112,500.00.

Mark Gensic: This is also another very large project at our Water Pollution Control Plant, the Aeration System. The Aeration System, as a whole, provides the oxygen we need in our water pollution control factor. Today, I would like to do something a little bit different and provide a

video (approximately 4 minutes) of where this system is located. You will walk through where the water comes from originally, how we gather it and then how we treat it. In the later stage of the video you will see the secondary clarifiers from the WPCP and the outfall of water and how clean it is. (Video is provided at this time).

Mark Gensic: Our intention here was to explain the size of the assets and size of the facilities. We stand here often and ask your permission to spend a lot of engineering and construction money. Therefore, if you actually see the images and see what we have accomplished, it justifies those expenditures. This particular phase of the project will do a surge protection and protect the existing piping. The second phase will do the diffuser criteria and air flow mixing criteria to control air flows and set out air flow limit points in the basins and work on discharge pressure transmitters for each of the first five blowers. Mostly, this project will include removing one of those blowers and getting it rehabbed and reinstalling. This is the first phase of probably several years of work that we will budget for as we can afford.

Gina Kostoff moved approval. Motion carried.

17. Approval of recommendation from Transportation Engineering Services to accept the work performed by Newell Construction for Construction Contract #6979-04, *Danbury Drive,* as an integral part of the City's transportation system.

    John Suarez moved approval. Motion carried.

18. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #6987-04, *Arlington Park Association Concrete Repairs 2004,* as an integral part of the City's transportation system.

    Gina Kostoff moved approval. Motion carried.

19. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7006-04, *Creighton Neighborhood Street Improvements*, as an integral part of the City's transportation system.

    John Suarez moved approval. Motion carried.

20. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Sutter's Cove as an integral part of the City's transportation system: Chesterton Trail (463.62 LF), Madina Parkway (1136.38 LF), Colter Lane (463.62 LF) and Treeline Cove (909.05 LF).

    Mike Fruchey: The next four items are private development items. These roads have been constructed to our standards in an agreement the Board entered into with these developers through the special street process. We have the completion affidavits, as well as the two-year maintenance bonds for these private roads that now will become public streets.

    Gina Kostoff moved approval. Motion carried.

21. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Brickshire Village, Section I as an integral part of the City's transportation system: Brickshire Parkway (800 LF), Whitfield Chase (418.48 LF) and Stanton Hall Parkway (400 LF).

    John Suarez moved approval. Motion carried.

Bob Kennedy: I will go ahead and read the next two agenda items as they pertain to the above Agenda item #20.

22. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Saddlebrook, Section III as an integral part of the City's transportation system: Fox Orchard Run (731.79 LF), Eventer Trail (485 LF) and Chisholm Place (569.10 LF).

23. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Stone Creek, Section IV & Commercial as an integral part of the City's transportation system: Riley Drive (1839.32 LF), Noble Ridge Place (200 LF), Longmont Place (200 LF), Singletree Place (346.21 LF), Westfield Drive (484.94 LF) and Stone Point Drive (420.62 LF).

    Gina Kostoff moved approval of streets located in Saddlebrook, Section III and Stone Creek, Section IV & Commercial. Motion carried.

24. Approval of recommendation from Engineering Support Services to accept the work performed by Industrial Piping & Engineering Corp. for Resolution #1619-2003, *Fluoride Feed System Modification,* as an integral part of the City's water distribution system.

    John Suarez moved approval. Motion carried.

25. Approval of recommendation from Street Light Engineering to accept the work performed by Robert Henry Corporation for Resolution #288-03, Work Order 51023, *W. Jefferson Boulevard Street Light Improvement*, as an integral part of the City's street light system.

    Gina Kostoff moved approval. Motion carried.

26. Approval of Change Order #1 & Final between the City of Fort Wayne and Widner Paving, Inc. for Contract #6983-04, *Rudisill Boulevard East Sidewalks,* increasing the original contract price of $6,621.00 by $661.20. Including this Change Order the new contract price will be $7,282.20.

    Mario Trevino: This project is in the 6th District and is completed. The bulk of the final Change Order was for additional topsoil and seeding due to a grade change in the sidewalk, so the result is an increase Change Order for $661.20.

    John Suarez moved approval. Motion carried.

27. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7005-04, *New Kirkwood Park Street Improvement*, decreasing the original contract price of $47,007.60 by $1,146.60. Including this Change Order the new contract price will be $45,861.00.

    Mario Trevino: In this project, we over estimated two items: the concrete pavement construction and the drive approach construction which then affected two other items: the removal item and the compacted aggregate, so the result is a decrease Change Order for $1,146.60.

    Gina Kostoff moved approval. Motion carried.

28. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #6991-04, *Miscellaneous Construction Package 2A-04,* decreasing the original contract

price of $5,969.00 by $49.00. Including this Change Order the new contract price will be $5,920.00.

Mario Trevino: Really, not too much to say about this Change Order, it came very close to the planned quantities and left us with a decrease Change Order for $49.00.

John Suarez moved approval. Motion carried.

29. Approval of Assessment Roll for Resolution #6983-04, *Rudisill Boulevard East Sidewalks,* between the City of Fort Wayne and Property Owners for Rudisill Boulevard in the amount of $3,470.75.

Gina Kostoff moved approval. Motion carried.

30. Approval of Write Offs from City Utility Accounting for delinquent accounts in the amount of $58,543.60.

John Suarez moved approval. Motion carried.

31. Approval of Barrett Law Claims in the amount of $907,222.78 for the week of August 11, 2004.

Gina Kostoff moved approval. Motion carried.

32. Approval of General Accounting Claims in the amount of $3,417,685.15 for the week of August 11, 2004.

John Suarez moved approval. Motion carried.

33. Old Business.

34. New Business.

Meeting adjourned at 9:40 a.m.

absent
Robert P. Kennedy, Chairman

Regina A. Kostoff
Regina A. Kostoff, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
AUGUST 4, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:50 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Bob Kennedy – Absent. John Perlich – Public Information Officer. Ron Sheppard - Engineering Support Services. Nancy Townsend - Development Services. Mike Thornson – Planning and Design Services.

1. Approval of Board of Stormwater Management Minutes for the week of July 21, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Amendment #2 to Professional Services Agreement for assistance in obtaining Stormwater NPDES – IDEM Rule 13 Permit between the City of Fort Wayne and Clark Dietz, Inc. Compensation for services performed shall be a not-to-exceed amount of $120,000.00.

   Mike Thornson: This item relates to the EPA's National Pollution Discharge Elimination System regulation (NPDES) as mandated by the Clean Water Act. This is required for all cities, towns, urbanized areas and certain industrial activities across the country. The State of Indiana enacted Rule 13 in response to this, which lays out how the City of Fort Wayne and other cities across the state are to prepare and submit applications for stormwater permit. Rule 13 has three parts, A, B and C. The City is under contract with Clark Dietz Inc. and they have helped us prepare and submit Parts A and B on time. We are now to Part C and this Amendment #2 extends their services so we can fully finish off the preparation of the application for this Permit. This is the largest of the three parts. About 2/3rds of the Amendment will go toward actually obtaining the Permit. The other 1/3rd of the Amendment costs will be in services of the first year of our Permit term including training, program development, reporting and so on. At the end of this Professional Services Contract with Clark Dietz we expect to be within the first year of our Permit term.

   Greg Meszaros: I would like to put this in context a bit. I think kind of the mother of all our regulatory efforts is the Combined Sewer Overflow Long Term Control Plan. There is a whole other set of regulations that have been newly promulgated and it's this Rule 13 set of regulations that really commands the regulatory authority over the water quality impacts of separate stormwater outfalls in our system. We probably have over 100,000 of our population served by just the separate stormwater system in terms of managing water runoff and these regulations deal with that. I think as you have discussed with other ones, they're really kind of composed of several minimum control efforts that the City will begin to implement through its Permit, which includes educating the public more, looking for illicit connections into our stormwater system, managing the impact of erosions issues, blending in more water quality aspects in addition to quantity issues into our detention ponds or other kinds of things to improve water quality from separate stormwater.

   Greg Meszaros: Is that the core of this?
   Mike Thornson: Rule 13 actually requires that we put together a stormwater quality management program plan and the basis of that program has to address six minimum control measures, that you have listed, specifically geared toward cleaning up the water that comes through our stormwater system we dump into the rivers and streams.

Greg Meszaros: Another thing I remember from your previous presentations is that this is being done collaboratively. I believe our Permit is being submitted in conjunction with other regulated entities including the universities inside our corporate districts. I know you are also working and comparing notes with the City of New Haven and Allen County to try and coordinate some of the standards that will likely fall out of this in terms of erosion control, etc.
Mike Thornson: There are a few opportunities where we can work together and share some programs. There is some concern the way we approach the ordinance we adopt isn't significantly different from New Haven or Allen County, so we are working together to try and mold something that is comparable.

Greg Meszaros: So the funding for this is all paid through the Stormwater Utility Fund?
Mike Thornson: That is correct.

Greg Meszaros: Didn't New Haven just pass new stormwater fees?
Mike Thornson: Yes.
Greg Meszaros: And this is going to City Council since it is over $100,000.00 correct?
Mike Thornson: Yes.

John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Nancy Townsend: I am here trying to seek some input/direction, prior approval of sorts for a stormwater related project that deals with the developer contract coming before you within the next two weeks. It is for a project called Tyler Terrace and is located in the northwest part of town, near Goshen Road and Irene Avenue area. It will be a construction of 10 or 11-acre site of six or eight duplexes. This vacant land has been a hot bed area of drainage problems. Through the separation program we have installed a large diameter storm sewer along Ethel Avenue near this site. As part of the transportation project, we installed a storm sewer along Irene Avenue. When this private development project came along it was a great opportunity to get some storm sewers in the ground to address some right-of-way drainage problems as well as taking catch basins off of combination sewer. We talked to the developer about oversizing the storm sewer through his development that would be public storm sewer and he was certainly supportive of that idea.

Since we approved the plans, the engineer representing the developer has been charged with getting the quotes and we have been waiting a number of weeks for them. In fact, we just received them and when we evaluated those quotes it does not seem like a reasonable amount for reimbursement, just over $1800.00. We do not feel that amount is a fair representation of the project, so we want to get more involved with getting quotes within this next week. Meanwhile, the developer would like to proceed with construction obviously, everyday he is paying interest on loans. He recognizes that we have not caused the delay, just a delay in processing the quotes from the engineer. I am coming to the Board, not with a contract for approval, but with getting direction and input about our participation in oversizing for this project would be appropriate. The amount for our participation is somewhere in the amount from $1800.00-$10,000.00.

Greg Meszaros: We routinely engage with developers to leverage the development process to correct offsite problems either in stormwater, water or sanitary sewer. In this case, you asked the developer to oversize the project, he agreed to do it, and his engineer got quotes but didn't configure the quote process to adequately account for what we believe is the true cost for the

oversizing. From what you are saying, Nancy, we don't want to take advantage of our development partner in this case, but revisit the quote process. You are asking the Board to bless that it is okay for the developer to move forward with construction. I would be supportive of that motion for the developer, while we hunt out the true cost for oversizing.

Nancy Townsend: Thank you for your input.

Gina Kostoff moved approval. Motion carried.

Meeting adjourned at 10:10 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
AUGUST 18, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Bob Kennedy – Absent.
Chuck Bailey - Contract Compliance. Andrew Schipper, Kent Halloran – Planning and Design Services.
Mario Trevino – Transportation Engineering Services. Dan Smith – Engineering Support Services.
Kristine Degabriele – Law Department. Michelle Nelson – Public Works Administration.
Greg Meszaros – Water Resources. Nancy Townsend – Development Services.

1. Approval of Board of Public Works Minutes from the week of August 11, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7011-04, *Woodland Lake Street Improvements.*

BIDDER	BID AMOUNT
Hipskind Concrete	$109,665.20
Key Concrete	$114,824.50
Newell Construction	**$105,870.65**
Primco Inc.	$114,012.21
Engineer's Estimate	$110,346.75

3. RECEIVE BIDS: Improvement Resolution #7014-04, *Creighton-Home Neighborhood Alley Improvement.*

BIDDER	BID AMOUNT
Hipskind Concrete	$15,210.00
KDP, Inc.	-----
Key Concrete	**$13,390.00**
Engineer's Estimate	$10,858.75

4. AWARD: Resolution #7018-04, *North River Road Guardrail* to Specialties Company, LLC in the amount of $19,715.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

5. Improvement Resolution #1682-2004, *Coating for Gas Spheres at Water Pollution Control Plant.*

   Andrew Schipper: At the Dwenger Avenue Water Pollution Control Plant we have our methane gas holding spheres (a photo is provided showing the gas spheres). This project will protect our spheres by coating them with an epoxy based paint system. The project is in the budget for 2004 and we will take bids on September 8th for completion this Fall.

John Suarez moved approval. Motion carried.

6. Improvement Resolution #1703-2004, *Gretna Avenue Sanitary Sewer Extension.*

Nancy Townsend: This is a project that includes a very short extension of sanitary sewer of approximately 835 lineal feet in the Gretna Avenue area, which is in the southeast part of the City. This is a project being sponsored and initiated by Habitat for Humanity that will ultimately be entirely funded by community development block grant funds. Habitat for Humanity had the design and specifications completed. Because of Federal funding, it needs to go through the public bidding process and have public approval and we are providing that function for this project. The project will be entirely funded with community development block grant funds.

John Suarez moved approval. Motion carried.

7. Improvement Resolution #7020-04, *Ley Road.*

Mario Trevino: This project is in the 3rd District. It begins 200 feet west of Roma Road on Ley Road and travels 200 feet east of Roma Road. The scope of the work involves concrete street and curb reconstruction. The bid opening is set for September 8th and the completion date is expected November 15th.

John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #6975-04, *Indianapolis Road* between the City of Fort Wayne and Brooks Construction in the amount of $433,393.41.

John Suarez moved approval. Motion carried.

9. Approval of Construction Contract #6998-04, *Miscellaneous Construction Package 6B-04* between the City of Fort Wayne and Hipskind Concrete in the amount of $44,530.00.

John Suarez moved approval. Motion carried.

10. Approval of Sanitary Sewer Contract #2004-S-22, *Allen County Public Library – Downtown Expansion,* between the City of Fort Wayne and Board of Library Trustees, Allen County Public Library to construct a local sanitary sewer system to serve Allen County Public Library Downtown Branch. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This is a contract between the Board of Works and the Allen County Public Library for a short sanitary sewer extension to serve the downtown library. It will include the extension of 80 lineal feet of sewer and one manhole for the purposes of serving the library expansion. It is privately funded.

John Suarez moved approval. Motion carried.

11. Approval of Amended Sanitary Sewer Contract #2004-S-21, *6358 St. Joe Center Road – St. Joe Veterinary Hospital,* between the City of Fort Wayne and Fort Wayne Veterinary Realty, LLC to construct a local sanitary sewer system to serve 6358 St. Joe Center Road – St. Joe Veterinary Hospital. The project is privately and publicly funded, located inside the City and is in a green zone.

Nancy Townsend: This project is located in the northeast part of town at the southeast corner of Maplecrest Road and St. Joe Center Road. This contract was approved by the Board several weeks ago and included some public funds for the replacement of existing sanitary sewer that has been a source of backups. Also, it included some easements on the existing sewer that we

currently did not have on record. An additional property was identified where we needed an easement, so we are bringing this amended contract to you that would include an additional $225.00 for preparation of the easement document for that property. This makes the total for the easements $1,380.00.

John Suarez moved approval. Motion carried.

12. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract 7009-04, *Woodhurst Addition Concrete Repairs-2004,* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

13. Approval of Change Order #3 between the City of Fort Wayne and Hagerman, Inc. for Contract #1512-03, *Camp Scott Phase I Pumping Facility*, increasing the original contract price of $3,547,000.00 by $2,711.00. Including this Change Order the new contract price will be $3,574,461.00.

Dan Smith: The additional money was for topsoil over the reinforced concrete.
John Suarez: Is this the final Change Order?
Dan Smith: No, this is not the final change order. We will have the final in a couple of weeks.

John Suarez moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Indiana Construction Corporation for Contract #1571-2003, *Fort Wayne Secondary Clarifier Drive Units and Skimmer Replacement,* increasing the original contract price of $104,000.00 by $10,902.00. Including this Change Order the new contract price will be $114,902.00.

Gina Kostoff: Is there anyone here to speak on this Change Order?
John Suarez: Isn't Indiana Construction out of business?
Greg Meszaros: Yes, they are no longer bidding on jobs. John, we have all the performance and maintenance bonds in place with Indiana Construction. We can table this item and get some specifics back to you. I am not sure where Bill Maxwell is; he would typically be here today.
John Suarez: I know they had problems with the skimmer and other problems, but I heard they had been corrected.
Greg Meszaros: On this particular Change Order we actually had ordered some of the equipment on our own and then hired Indiana Construction for the construction. They had some problems with the equipment that we had ordered separately.
John Suarez: Then, the problems have been corrected?
Greg Meszaros: Yes.

John Suarez moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and All Star Construction for Contract #1549-03, *2003 Miscellaneous Network Connections,* increasing the original contract price of $147,655.00 by $4,505.00. Including this Change Order the new contract price will be $152,160.00

Dan Smith: The additional money was used for street, curb and sidewalk repairs for one of the water main connections located under the street at Eleanor and Washington Center, instead of the right-of-way.

John Suarez moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Primco, Inc. for Contract #6984-04, *Avalon Addition Concrete Repairs-2004,* increasing the original contract price of $34,728.85 by $3,779.49. Including this Change Order the new contract price will be $38,508.34.
Mario Trevino: This project is located in the 4th District. This final Change Order is to replace some additional concrete pavement and excavation as well as, some compacted stone in an area adjacent to our western limit. During the course of pouring new concrete within the limits of our project, pavement failed, so we did some additional concrete pavement in those areas. The result is an increase Change Order for $3,779.49.

John Suarez moved approval. Motion carried.

17. Approval of Partial Release of Escrow received from Geiger Excavating for Construction Contract #625-01, Work Order #74788, *Rothman Road Pump Station & Force Main* in the amount of $35,779.83.

John Suarez moved approval. Motion carried.

18. Approval of Partial Release of Escrow received from Primco, Inc. for Construction Contract #1579-03, Work Order #65055, *St. Joe Dam Repairs Phase I – 2003* in the amount of $12,272.65.

John Suarez moved approval. Motion carried.

19. Approval of Partial Release of Easement between the City of Fort Wayne and Allen County Public Library Building Corporation. New easements have been dedicated as part of the relocation of a sewer line for the Waynedale Branch Library.

Mary Jane Slaton: The Allen County Public Library is doing an expansion of their Waynedale Branch at Lower Huntington Road. As part of that process they needed to relocate a public sewer line. They dedicated a new easement for that line. They are requesting the partial release of an existing easement where the sewer line was previously located, but no longer active.

John Suarez moved approval. Motion carried.

20. Approval of Encroachment License Agreement between the City of Fort Wayne and Edward Hughes, Jr. at 12314 Harbour Pointe for installation of a lawn irrigation system upon the City's right-of-way.

John Suarez moved approval. Motion carried.

21. Approval of Encroachment License Agreement between the City of Fort Wayne and Daniel Hitzeman at 5109 Eastwick Drive to replace an existing chain link fence with privacy fence upon the City's right-of-way.

John Suarez moved approval. Motion carried.

22. Approval of Barrett Law Claims in the amount of $1,093.63 for the week of August 18, 2004.

John Suarez moved approval. Motion carried.

23. Approval of General Accounting Claims in the amount of $3,780,591.40 for the week of August 18, 2004.

John Suarez moved approval. Motion carried.

24. Old Business:

25. New Business:

Meeting adjourned at 9:20 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
AUGUST 18, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:22 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Dan Smith - Engineering Support Services. Kristine Degabriele – Law Department. Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of August 4, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Improvement Resolution #1702-2004, *Lincolndale Avenue Stormwater Drainage Improvement.*

   Nancy Townsend: This is a project in the Lincolndale Avenue area. It is located just northwest of the intersection of Coliseum Boulevard and Goshen Road. This project was developed in response to stormwater drainage complaints we received from property owners, from Water Pollution Control Maintenance and Street Engineering.

   As a result of the history of problems in that area we included them in a study in our GRW report. This area was evaluated and prioritized based on the nature of the problem and is a high priority problem in our Stormwater Projects Plan. We completed design drawings and received quotes for construction of the project. The project will include the installation of 810 lineal feet of 12-inch HDPE pipe; four manholes, four inlets and 300 feet of side ditch re-grading. The quotes came in very competitively and Bercot, Inc. was low bidder at $57,264.00. Contract Compliance approved the goals for this project. We feel this is a good quote for the nature of the project.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned at 9:25 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
AUGUST 25, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:25 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Ron Sheppard - Engineering Support Services. Kristine Degabriele – Law Department. Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of August 18, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Storm Sewer Contract #2004-ST-08, *Menard's West Commercial*, between the City of Fort Wayne and Menard, Inc. to construct a local storm drainage system to serve Menard's West Commercial.

   Nancy Townsend: This site is located on the west side of Fort Wayne near I-69 and Illinois Road. It is a storm sewer contract to install 758 feet of 36-inch reinforced concrete pipe and seven inlets. This part of the project was coordinated between the City, Menard's and the State for the purposes of draining the side ditch on the highway. This will collect water from the Menard's site as well as the side ditch at I-69 and outfall to the flow ditch. This part of the system will become part of the public stormwater drainage system.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned at 9:30 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
AUGUST 25, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

ROBERT P. KENNEDY, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Bob Kennedy – Absent. Chuck Bailey - Contract Compliance. Mark Gensic, Nathan Baggett, Kent Halloran – Planning and Design Services. Mario Trevino – Transportation Engineering Services. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Greg Meszaros – Public Works & Utilities. Len Poehler – Utility Administration. Bill Simmon, Ted Nitza – Water Resources. Nancy Townsend – Development Services. Jim Riemke – Street Light Engineering.

1. Approval of Board of Public Works Minutes from the week of August 18, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #04-04, *Restoration of Water Maintenance Utility Cuts.*

BIDDER	BID AMOUNT
Hipskind Concrete	-----
Robbco, Inc.	$161,847.53
Engineer's Estimate	$150,000.58

3. RECEIVE BIDS: Improvement Resolution #293-04, *Pine Valley and Burning Tree Additions Street Light Improvement.*

BIDDER	BID AMOUNT
Lights & Signals	$32,490.00
Robert Henry Corp.	$36,000.00
Engineer's Estimate	$54,772.50

4. AWARD: Resolution #7011-04, *Woodland Lake Street Improvements* to Newell Construction in the amount of $105,870.65. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

5. AWARD: Resolution #91-223-11, *Emergency Repairs 2004-B* to KDP, Inc. in the amount of $3,240.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

6. Improvement Resolution #294-04, *CANI-FWUL – Allen County Library Street Light Improvement.*

   Jim Riemke: This is a project bordered by Buchanan on the north, Creighton on the south and in between, Hanna and Weisser Park. It will be twenty-five ornamental lights. The CANI-Fort

Wayne Urban League and Allen County Library are all participating. We expect a bid in October and may be able to start construction in late October or the first of November.

John Suarez moved approval. Motion carried.

7. Improvement Resolution #7021-04, *IIT – Current Mechanical Improvements, Phase I.*

Mario Trevino: This project is in the 5th District. It focuses on three areas in and around the Indiana Institute of Technology School and the Current Mechanical Business. The first location is Washington Boulevard from Anthony Boulevard to University Street. We will reconstruct the walks and all affected drive approaches, as well as, curb ramps that are required on both sides of the street. The second location is the south side of Washington Boulevard from Grant to Glasgow by reconstructing curbs and walks as needed and lastly, the east side of Grant Avenue from Washington Boulevard to Humphrey Street by reconstructing curbs and walks there as well. The bid opening is set for September 15th and the completion date is expected November 15th.

John Suarez moved approval. Motion carried.

8. Improvement Resolution #91-223-8, *Tiernan Shed B Sanitary Sewer Cumulative Fund.*

9. Improvement Resolution #91-223-9, *Tiernan Shed B Sanitary Sewer Area Connection Fee.*

10. Improvement Resolution #91-223-10, *Tiernan Shed B Sanitary Sewer Capital Improvement Surcharge.*

Gina Kostoff: Ted, would you like to address all three items together?
Ted Nitza: Yes, we can take all three of the items together.
Gina Kostoff: (Items #8, #9 and #10 are read at this time).

Ted Nitza: My focus has been on projects with growth and expansion of the drinking water and sanitary sewer utilities. The three Resolutions before you will establish financing and accounting infrastructure for an Investor Agreement that will be addressed later by the Board as Item #19, the Communities of Foxwood based sewer facilities.

Item #8 is the establishment of the Cumulative Fund that will establish the accounting mechanism for revenues generated in this area to be collected and stored for repayment to the Investor Group.

Item #9, Area Connection Fees, will establish the down payment mechanism used throughout the newer areas of the sewer utility. New landowners and developers will pay initial fees for downstream sewer infrastructure improvements and items as such.

Finally, Item #10 is the Capital Improvement Surcharge. This will apply to the monthly bills of new customers in these same areas to provide financing again back to the repayment of the Investor Agreement to establish those facilities in the first place. The overriding concept is to preserve the development paying for the developed areas.

John Suarez moved approval of Items #91-223-8, #91-223-9 and #91-223-10. Motion carried.

11. Approval of Emergency Resolution #91-223-11, *Emergency Repairs 2004-B.*

Gina Kostoff: We are going to take Item #11 out of order and address this item first.

Mario Trevino: This emergency repair is located at 1522 Vance Avenue. We experienced the pavement heaved and so severely broken that it had become a threat to public safety. We estimated the project and faxed the estimate to three contractors and only two responded. Our project coordinator has reviewed the calculated bids received and concluded that KDP is the apparent low bidder. The lowest bid however was 35.28% higher than our engineer's estimate. Still, at this time, tests recommend this emergency resolution be awarded to KDP for $3,240.00 provided all compliance requirements have been met.

Gina Kostoff: We will take both Items #11 and #5 together, so you are also asking us to accept the Award for Resolution #91-223-11, *Emergency Repairs 2004-B* to KDP, Inc. in the amount of $3,240.00. Contract Compliance concurs with this Award.

John Suarez moved approval for Resolution #91-223-11, Items #11 and #5. Motion carried.

12. Approval of Construction Contract #1671-2004, *Brown Street Slide Gate on Gravity Overflow* between the City of Fort Wayne and R. E. Crosby, Inc. in the amount of $20,293.00.

Mark Gensic: We are okay with the approval of this contract, but we want to notify the Board that we have been monitoring several of R.E. Crosby's projects in terms of scheduling and quality of work. We are not at a point where we would not recommend the Board to award this project to them, but we are struggling to get some things done on time with this contractor. Our ESS Department has been watching things closely by sending letters and making phone calls.

Gina Kostoff: Mark, approximately how many projects are they working on for us?
Mark Gensic: About four, one in water and a couple in the sewer lift station area, and Lake Forest.
Gina Kostoff: How many delays are we experiencing?
Mark Gensic: Lake Forest has been the biggest delay. They have been saying it is because of a delay in equipment. The City has to monitor the progress of these contractors and their ability to get the job done. Because we receive bids and award contracts, we have to make sure they are on some kind of schedule to get the work done. I am throwing up a little red flag to make sure you are aware of this situation and we are watching it closely. We hope the situation improves, if it deteriorates, then we will be talking with you in not awarding this contract.

John Suarez moved approval. Motion carried.

13. Approval of Construction Contract #1696-2004, *Secondary Clarifier Mechanism* between the City of Fort Wayne and R. E. Crosby, Inc. in the amount of $109,327.00.

John Suarez moved approval. Motion carried.

14. Approval of Construction Contract #7018-04, *North River Road Guardrail,* between the City of Fort Wayne and Specialties Company, LLC in the amount of $19,715.00.

John Suarez moved approval. Motion carried.

15. Approval of Construction Contract #91-223-11, *Emergency Repairs 2004-B,* between the City of Fort Wayne and KDP, Inc. in the amount of $3,240.00.

John Suarez moved approval. Motion carried.

16. Approval of Professional Services Agreement, Work Order #74917, between the City of Fort Wayne and CH2M Hill, Inc. for *Nebraska Lift Station Improvements*. Compensation for services performed shall be $55,900.00.

Nathan Baggett: (Provides the Board with photos of the Nebraska Lift Station). This project takes place at the Nebraska Lift Station located at Camp Allen Drive and Main Street along the St. Mary's River. This station services many older surrounding communities and used to fight flooding in that area. This improvement project is a result of a study conducted this winter. During our study, we found that this pump station has one of its two pumps not operating to its optimal design capacity.

As you can see from the first photo, this station is sixty years old and has most of its original equipment. To be able to remove this pump and install a new pump we will have to take the roof off. The only entrances into that building are small windows and access doors, which is fine for maintenance, but to completely remove the pump the size of which is roughly 20-25 feet long, it would be impossible.
The second photo shows the actual damage to the pump. It is hard to say when that was actually sustained, but again the pump is sixty years old.
The rest of the photos will give you an idea of existing conditions and items that will be replaced during this project. The scope of this project involves structural, electrical, mechanical and architectural engineering issues.

During the complexity of this project we have requested outside assistance. CH2Hill, Inc. will take this project through preliminary design, final design and construction phases for a not-to-exceed fee of $55,900.00.

John Suarez moved approval. Motion carried.

17. Approval of Professional Services Agreement between the City of Fort Wayne and ForeSight Consulting, LLC for *Sanitary Sewer Petitions Projects*. Compensation for services performed shall be $29,000.00.

Nancy Townsend: This is a Professional Services Agreement with the City and ForeSight Consulting. The principal engineer is Todd Bauer. The contract will include the preliminary and final design and bid specifications for four Sanitary Sewer Petitions Project. The four projects are small-scale projects and in total will eliminate seventeen existing septic systems. This is a not-to-exceed contract for $29,000 and includes complete design and bid specs for all four projects.

John Suarez moved approval. Motion carried.

18. Approval of Amended Sanitary Sewer Contract #2004-S-04, Work Order #74872, *Menard's West Commercial* between the City of Fort Wayne and Menard, Inc. to construct a local sanitary sewer system to serve Menard's West Commercial. The project is privately funded, located inside the City, and is in the green zone.

Nancy Townsend: This site is located at I-69 and Illinois Road. This is an Amended Contract coming before you. They have requested to omit an extension of 397 feet of 8-inch sanitary sewer and one manhole. They planned an outbuilding that would be used by a future tenant. Although the building is constructed, they do not have use for it right now and prefer to install the sanitary sewer at a later date pending final decision on the use of that facility.
This Amendment will remove 397 feet of sanitary sewer and one manhole that would have been part of our public system.

John Suarez moved approval. Motion carried.

19. Approval of Sanitary Sewer Contract #2004-S-23, Work Order #74873, *Communities of Foxwood Base Sewer Facilities*, to construct a local sanitary sewer system to serve the Communities of Foxwood.

Ted Nitza: This contract proposed to you today for consideration involves a growing northeast area. The contract allows the construction of Communities of Foxwood Base Sewer Facilities or the trunk sewer facilities and establishes a reimbursement agreement between the investors of the project and the City. This type of contractual relationship has been utilized successfully in the past with projects like Newhouse and North Maumee. This relationship will tie the City's payback to actual realized new customers in this area using the mechanisms approved previously by this Board, Area Connection Fees and Capital Improvement surcharges. The down payments at beginning of construction or establishment of service and monthly bills will contribute toward the payback of those investments. This concept of development paying for developments is preserved. The Communities of Foxwood could reach 750 new customers for both the water and sewer utility. In addition, several hundred more could be served by the trunk facilities being put in at this time and also, septic tank relief and private drinking water well relief is available in the nearby area. I recommend approval of this contract and can address any comments, questions or concerns the Board may have at this time.

Gina Kostoff: Any questions?

John Suarez moved approval. Motion carried.

20. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #6980-04, *West Foster Parkway*, as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

21. Approval of recommendation from Transportation Engineering Services to accept the work performed by Wayne Asphalt for Construction Contract #6985-04, *Hessen Cassel Road,* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

22. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #6991-04, *Miscellaneous Construction Package 2A-04,* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

23. Approval of Release of Escrow received from Land Construction for Construction Contract #1515-03, *Camp Scott Phase IV* in the amount of $49,078.45.

John Suarez moved approval. Motion carried.

24. Approval of Assessment Roll for Resolution #6991-04, *Miscellaneous Construction Package 2A-04* in the amount of $6,120.00.

John Suarez moved approval. Motion carried.

25. Approval of Assessment Roll for Resolution #6986-04, *Oakdale Drive* in the amount of $39,197.10.

John Suarez moved approval. Motion carried.

26. Approval of Barrett Law Claims in the amount of $3,210.29 for the week of August 28, 2004.

John Suarez moved approval. Motion carried.

(Scrivener's error: Should read August 25, 2004.)

27. Approval of General Accounting Claims in the amount of $7,492,899.82 for the week of August 28, 2004.

John Suarez moved approval. Motion carried.

(Scrivener's error: Should read August 25, 2004.)

28. Old Business.

29. New Business.

Meeting adjourned at 9:25 a.m.

Robert P. Kennedy, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
SEPTEMBER 1, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Chuck Bailey - Contract Compliance. Mark Gensic, Andrew Schipper, Pat Callahan, Paul Powers, Mike Thornson, Keith Hood, Kent Halloran – Planning and Design Services. Mario Trevino, Mike Fruchey, Connie English – Transportation Engineering Services. Ron Sheppard – Engineering Support Services. Greg Meszaros – Public Works & Utilities. Len Poehler – Utility Administration. Nancy Townsend, Michelle Kyrou – Development Services. Rick Orr – Right-of-Way. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of August 25, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #601-04, *North McMillan Park Area Storm Sewer-Contract A.*

BIDDER	BID AMOUNT
All Star Construction	**$2,473,406.00**
Dave's Excavating	$2,633,268.91
Fleming Excavating	$3,274,859.00
Land Construction	$3,044,134.00
Engineer's Estimate	$2,821,502.50

3. RECEIVE BIDS: Improvement Resolution #7015-04, *Miscellaneous Construction Package 3C-04.*

BIDDER	BID AMOUNT	ALTERNATE 1
Hipskind Concrete	$113,003.63	0
Key Concrete	$97,683.12	$11,156.00
Newell Construction	$103,154.52	$10,672.00
Primco Inc.	**$93,450.37**	**$8,627.22**
Engineer's Estimate	$95,725.18	$9,886.50

4. RECEIVE BIDS: Improvement Resolution #7017-04, *Schele Avenue Sidewalks.*

BIDDER	BID AMOUNT	ALTERNATE 1
Hipskind Concrete	$115,196.30	$9,149.60
Key Concrete	**$93,871.50**	**$8,635.00**
Newell Construction	$98,536.00	$8,972.00
Engineer's Estimate	$86,489.50	$7,857.50

5. RECEIVE BIDS: Improvement Resolution #7019-04, *Miscellaneous Construction Package 5B-04.*

BIDDER	BID AMOUNT
Hipskind Concrete	**$84,260.00**
Key Concrete	$90,710.00
Engineer's Estimate	$88,465.00

6. AWARD: Resolution #293-04, *Pine Valley and Burning Tree Additions* to Lights and Signals Inc. in the amount of $32,490.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

7. AWARD: Resolution #04-04, *Restoration of Water Maintenance Utility Cuts* to Robbco, Inc. in the amount of $161,847.53. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

8. AWARD: Resolution #7014-04, *Creighton-Home Neighborhood Alley Improvement* to Key Concrete in the amount of $13,390.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

9. Improvement Resolution #1629-2003, *Digester Lid Positions.*

Andrew Schipper: At the Maumee River, Dwenger Avenue Water Pollution Control Plant this project monitors the levels of our digesters and operates our plant more efficiently. This project is in the budget for 2004. We will take bids this month and start construction this Fall.

Ryan Chasey moved approval. Motion carried.

10. Improvement Resolution #7023-04, *Humphrey Street.*

Mario Trevino: This project is in the 5th District. The limits of the project begin at Glasgow and travel west 400 feet to the first alley. Humphrey Street will be reconstructed with concrete pavement, curbs, drive approaches, alley and alley approaches, curb ramps and adjacent sidewalks as well as, some drainage reconstruction. The bid opening is set for September 22nd and the completion date is expected June 10th, 2005.

John Suarez moved approval. Motion carried.

11. Improvement Resolution #7024-04, *Public Sidewalk Curb Ramp Package 6-2003.*

Mario Trevino: This project will remove physical barriers in forty-four intersections throughout the City by constructing curb ramps, adjacent sidewalks, curb and restoration. The bid opening is set for September 22nd and the completion date is scheduled for December 10th, 2004.

Ryan Chasey moved approval. Motion carried.

12. Approval of Construction Contract #7011-04, *Woodland Lake Street Improvements* between the City of Fort Wayne and Newell Construction in the amount of $105,870.65.

John Suarez moved approval. Motion carried.

13. Approval of Water Contract #2004-W-14, Work Order #65156, *Coldwater Centre,* between the City of Fort Wayne and Coldwater Centre, LLC in the amount of $71,935.56 to construct a water

main system to serve Coldwater Centre located in Sections 11 and 12 of Washington Township. The project is located inside the City. The funding sources are private and Utility Capital.

Gina Kostoff: I will read the next two items together, Items #13 and #14.

Michelle Kyrou: The development is located at the southeast corner of Wallen and Coldwater Road. Coldwater Centre is a 17 1/2 acre parcel that is proposed to serve five commercial tracts. The project was initiated by developer funds, however; public funds are going to be used for oversizing. There is a total of over 1405 feet of water main that will be extended from Wallen Road on the east side of Coldwater and extends the entire frontage of the property to be served. The utility is planning on oversizing from an 8-inch to 12-inch along Coldwater Road. The total oversizing will be $16,523.99. The payment will be made thirty days after acceptance of the water main. Eventually, when extended, this water main will tie in and loop the water main out onto Coldwater serving Waters World.

Michelle Kyrou: If there are no questions, Nancy Townsend will speak on the sanitary sewer item.

14. Approval of Sanitary Sewer Contract #2004-S-26, Work Order #74920, *Coldwater Centre*, between the City of Fort Wayne and Coldwater Centre, LLC in the amount of $26,480.57 to construct a local sanitary sewer system to serve Coldwater Centre. The project is privately funded, located inside the City, and is in a green zone.

Nancy Townsend: This includes the extension of about 150 lineal feet of 8-inch sewer and four manholes throughout the whole proposed development area. The primary use of this development will be commercial and will include office buildings, a car wash and convenience store. The sanitary sewer is entirely privately funded.

Ryan Chasey moved approval of #2004-W-14 and #2004-S-26. Motion carried.

15. Approval of Professional Services Agreement, Work Order #74860, between the City of Fort Wayne and Donohue & Associates, Inc. for the *North Area Wastewater Collection System Master Plan Value Engineering Study*. Compensation for services performed shall be $58,821.00.

Paul Powers: This Agreement will set up a value engineering team to review our previously completed Sewer Master Plan for the City. The intent is to provide a second independent look at some of the options that have been provided and also to come up with other options that may have been overlooked. The overall intent is to make sure we have the most economical plans and solutions for future sewer needs that meet the goals for the City. This will be started the end of September.

John Suarez moved approval. Motion carried.

16. Approval of Professional Services Agreement between the City of Fort Wayne and Martin Riley Mock for the *Vehicle Wash Building at the City Garage Complex*. Compensation for services performed shall be $12,500.00.

Dan Brenner: The Fleet Management Department is planning the renovation of the City's Wash Building located at the Wall Street complex. They will be removing the metal exterior shell of the building and putting in cement block walls, installing new overhead doors and retrofitting the washing system. The architectural firm of Martin Riley Mock has submitted a proposal to provide design services for this project for a fee of $12,500.00, plus reimbursable expenses that will not exceed $4,300.00. We believe these fees to be reasonable and ask the Board to enter into a Professional Service Agreement with this firm.

Ryan Chasey moved approval. Motion carried.

17. Approval of Professional Services Agreement between the City of Fort Wayne and Schenkel Shultz to include architectural, civil, structural, mechanical and electrical systems for the *New Salt Building.* Compensation for services performed shall be $30,000.00 plus estimated reimbursable expense of $7,600.00.

Dan Brenner: The street department has begun the process to build a new salt facility at the corner of Ellison Road and Liberty Mills Road in advance of the southwest annexation to take place January 1, 2006. The architectural firm of Schenkel Shultz has submitted a proposal to provide design services for this project at a fixed fee of $30,000.00, plus reimbursable expenses that will not exceed $7,600.00. We believe these fees to be reasonable and ask the Board for approval to enter into a Professional Service Agreement with this firm.

Gina Kostoff: Any abstentions? Ryan Chasey abstained from approval.
John Suarez moved approval. Motion carried.

18. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7005-04, *New Kirkwood Park Street Improvements*, as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

19. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Creekwood Section III and Section IV as an integral part of the City's transportation system: Myanna Lane (1191 LF), Monte Avenue (211 LF), Hilmer Court (316 LF) and Dennison Drive (315 LF), Willman Lane (1046 LF) and Rosner Crossing (86 LF).

John Suarez moved approval. Motion carried.

20. Approval of Special Street Permit, *Sandy Pointe Estates, Section II,* between the City of Fort Wayne and Reinig Development Company, LLC to construct the following streets Downey's Landing, Windmill Ridge Run, and Moorings Way.

Mike Fruchey: This project is in the 2nd District. These sections will service eighteen residential lots. Total length of all sections is 1059.32 lineal feet. The residential street construction will consist of a twenty-seven foot wide roadway with two foot rolled concrete curb sections and our standard asphalt pavement section consisting of four inches of bitumous material over ten inches of compacted aggregate base. Also, concrete sidewalks and curb ramps will be constructed on both sides of each roadway. All construction will be consistent with the City of Fort Wayne standards.

Ryan Chasey moved approval. Motion carried.

21. Approval of Agreement between the City of Fort Wayne and The Reclamation Project, Inc. in which the City agrees to allocate $20,000.00 from At-Large CEDIT funds to offset interior demolition and reconstruction expenses to rehabilitate the building commonly known as the Rialto and a portion of the building known as Tobacco Road.

Rick Orr: The Reclamation Project's long-term goal is to work with some of the new immigrants to the City of Fort Wayne. They hope to help folks relocate and assimilate into American culture. They intend to eventually use the facility for artistic events, cross-cultural gatherings, theater, concerts, dances, and films. Their immediate plans involve renovating the Rialto and a portion of the building known as Tobacco Road. They plan to move The Reclamation Project's administration into the portion of the building known as Tobacco Road to stay on top of the

actual Rialto renovations. Once the renovation moves along the Tobacco Shop will then become a Café/Coffee Shop directly connected to the lobby of the Rialto.

John Suarez: Does the $20,000.00 for demolition include the abatement of asbestos?
Rick Orr: The $20,000.00 is to start some of the interior remodeling work on the tobacco shop. I don't see anything listed here on the proposal from Martin Riley Mock that specifically mentions removal of asbestos.
Gina Kostoff: It is my understanding that environmental studies have already been done on the building and steps have been taken for remediation or they have a plan for remediation.

John Suarez moved approval. Motion carried.

22. Approval of Interlocal Agreement between the City of Fort Wayne and the City of Fort Wayne Board of Park Commissioners (BPC).

Mario Trevino: The Agreement before you identifies the responsibilities of Public Works and the Board of Park Commissioners with regard to the Foster Park Flood Emergency Access. Public Works will fund the project, build the project and maintain the project once it is constructed. The Park Commissioners will do their traditional turf maintenance as they typically would. Basically, this Agreement describes what the responsibilities are for the two parties involved.

Gina Kostoff: Just for the benefit of Ryan, our newest Member to the Board and perhaps our listening audience, can you explain a little bit about what the flood access road is designed to do?

Mario Trevino: It is designed to allow an access to a portion of the river. It will help us to get dikes built and sand bagging to hold off waters that could flood residential areas. It is very important in terms of the flood fighting.

Gina Kostoff: This area is along Foster Park and the St. Mary's and in neighborhoods typically affected by the flooding. Two areas affected are Woodhurst and Southwood Park that took on a great deal of water damage during the 2003 flood. It will be a gravel road then seeded over. We are calling it the "invisible road" because to the naked eye you will not be able to see it. It will appear as a grass area. It will allow us to get front-end loaders and tri-axle trucks back there to build clay dikes and sandbag to help protect those homes.

Ryan Chasey moved approval. Motion carried.

23. Approval of Partial Release of Escrow received from All Star Construction & Excavating, Inc. for Contract #583-1998, Work Order #74397, *Forest Avenue Storm Improvement.*

John Suarez moved approval. Motion carried.

24. Approval of Barrett Law Claims in the amount of $47,941.66 for the week of September 1, 2004.

Ryan Chasey moved approval. Motion carried.

25. Approval of General Accounting Claims in the amount of $3,234,562.50 for the week of September 1, 2004.

John Suarez moved approval. Motion carried.

26. Old Business:

1. Mario Trevino: I would like to beg for the Board's patience regarding Miscellaneous Construction Package 3C-04 that we just opened bids for today. The engineer's estimate was as I quoted it earlier, however; the project has a base bid and an alternate bid. For the sake of reading the bids so they are officially responded to as submitted, I find it prudent to let you know at this time.

   Gina Kostoff: I will go through and re-read those bids at this time. What was the engineer's estimate for the alternate bid?

   Mario Trevino: The alternate engineer's estimate was $9,886.50.
   Gina Kostoff: I will then re-read the bids for Miscellaneous Construction Package 3C-04.

BIDDER	BID AMOUNT	ALTERNATE 1
Hipskind Concrete	$113,003.63	0
Key Concrete	$97,683.12	$11,156.00
Newell Construction	$103,154.52	$10,672.00
Primco Inc.	$93,450.37	$8,627.22
Engineer's Estimate	$95,725.18	$9,886.50

   Gina Kostoff: Any other old or new business?

2. Ron Sheppard: I apologize to the Board, on Item #7, the Award for #04-04 - Restoration of Water Maintenance Cuts we would ask the Board for Prior Approval on that item so we can get it to Council at the first available time.

   John Suarez moved approval. Motion carried.

27. New Business:

Meeting adjourned at 9:25 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
SEPTEMBER 1, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:30 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Ron Sheppard - Engineering Support Services. Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of August 25, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Professional Services Agreement between the City of Fort Wayne and R.W. Armstrong, Inc. for Plaza Drive, Pettit to Paulding Stormwater Improvements. Compensation for services performed shall be $69,920.00.

   Mike Thornson: (A map was provided for Board members.) This project is located in the southeast part of town, a few blocks off McMillan Park. The improvement will extend from Paulding Road to the south and Pettit Avenue to the north. This problem area has been identified as the number one priority in the GRW study. It will necessitate over 7000 feet of new pipe in the ground from 12-inches in diameter to 24-inches in diameter. R. W. Armstrong was selected through the RFQ process. The project will be 100% funded by the Stormwater Utility and Planning and Design Services recommends approval.

   Greg Meszaros: Where is the outlet?
   Mike Thornson: There are storm sewer systems south on Paulding Road and also to the west about a block along Fairfax Avenue. There are no storm sewers on Plaza Drive, but for a few mystery pipes we found out there that do not appear to be working.
   Greg Meszaros: So, the number one ranking in our analysis of stormwater complaints was because of property damage and flooding in the streets?
   Mike Thornson: I am not sure how the ranking came about, but there is a lot of standing water and damaged yards, one yard in particular was completely destroyed.

   John Suarez moved approval. Motion carried.

3. Approval of Change Order #1 and Final between the City of Fort Wayne and Bercot, Inc. for Resolution #673-2003, Work Order #80242, *Ventura-Farwood East Stormwater System Improvement*, decreasing the original contract price of $297,819.00 by $28,994.60. Including this Change Order the new contract price will be $268,824.40.

   Ron Sheppard: This is the final quantity adjustment for this project. Dan Smith was the Project Manager who worked very hard with Bercot to try and get all of this in. When we put the double chip and seal on the road we realized we needed to add some stone shoulders for the postman pull offs, so this is one of the segments we added on this particular job.

   Greg Meszaros: Ron, we see a lot of Change Orders at the Board, some are up and some are down. Do you have a sense of an overall pattern for the change order, at least on the utility side?

Ron Sheppard: In a project that I've worked on we are running about 2.4% over the last five years on change orders for $40 million dollars worth of work. We feel that is very good. We are still looking to get some confirmation from some national firms as to what the national average is. Once we get that information, I will report back to both the Board and Stormwater Board.

Greg Meszaros: I kind of knew that, however I wanted to give Ron the chance to explain. We do a good job and it is a nice partnership with the design engineers and construction managers. We bid a lot of work on both sides to control change orders. We have applied Six Sigma projects and other techniques to make sure we get good value. On $40 million dollars of work and only to have 2 to 3% change it is an accomplishment.

Ron Sheppard: Also, by removing the work allowance we have a true value of what the work is that we are doing. This is the true change order total.

Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned at 9:40 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
SEPTEMBER 8, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Chuck Bailey - Contract Compliance. John Perlich – Public Information Officer. Dan Brenner – Property Management. Mark Gensic - Planning and Design Services. Bill Simmons – Water Resources. Mario Trevino, Connie English – Transportation Engineering Services. Ron Sheppard – Engineering Support Services. Greg Meszaros – Public Works & Utilities. Mary Jane Slaton – Development Services. Kristine DeGabriele – Law Department. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of September 1, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1682-04, *Coating for Gas Spheres at the Water Pollution Control Plant.*

BIDDER	BID AMOUNT
ABHE & Svoboda Inc.	- - -
Environmental Management Specialists, Inc.	- - -
Odle Inc.	**$66,020.00**
Tag Coatings Corporation	- - -
TMI Coatings, Inc.	$98,345.00
Williams Painting	- - -
Engineer's Estimate	$80,664.00

3. RECEIVE BIDS: Improvement Resolution #7020-04, *Ley Road.*

BIDDER	BID AMOUNT
CMA Supply	- - -
Garcia Concrete	- - -
Hipskind Concrete	$96,618.20
Primco, Inc.	**$83,703.84**
Engineer's Estimate	$85,096.00

4. Improvement Resolution #1659-2004, *Plant 3 North Sludge Pump Station*.

   Mark Gensic: At the Water Filtration Plant we pull river sediment and lime sludge off the bottom of our settling tanks and pump that to the Lake Avenue facilities. This project is an improvement of that station located at the northeast corner of Plant 3. Our intent is to finish the design and to get this bid out late this year or early next year for 2005 construction. We will budget for that construction. We found a solution to a very perplexing problem that has bothered us out there for the last 15 years or so. We are going to divide our wet well and put in a new pump so that while we rely on the new pump, we can make improvements to the old wet well that was built in the 70's. It will be a phased project, so you will be hearing more

about the Water Filtration Plant lime sludge pumping in the future. This a great first project to improve our reliability at the plant.

Ryan Chasey moved approval. Motion carried.

5. AWARD: Resolution #7017-04, *Schele Ave Sidewalks* to Key Concrete, Inc., in the amount of $93,871.50. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

6. AWARD: Resolution #7019-04, *Misc. Construction Package 5B-04* to Hipskind Concrete in the amount of $84,260.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

7. AWARD: Resolution #7015-04 *Misc. Construction Package 3C-04* to Primco, Inc., in the amount of $102,077.59. Contract Compliance concurs with this award. Prior Approval has been requested.

John Suarez moved approval. Motion carried.

8. AWARD: Resolution #601-04 *North McMillan Park Area Storm Sewer* to All Star Construction in the amount of $2,473,406.00.

Ryan Chasey moved approval. Motion carried.

9. AWARD: For the Water Pollution Control Plant Warehouse Roof Replacement to Dahm Brothers in the amount of $82,280.00.

Dan Brenner: Water Pollution Control is converting the old animal control building on Dwenger Avenue into a warehouse storage building. As part of the renovation process they are replacing the roof. Five companies submitted the bids with Dahm Brothers being the low bidder. We are asking the Board to approve this contract with Dahm Brothers.

John Suarez moved approval. Motion carried.

10. Approval of Construction Contract #7014-04, *Creighton-Home Neighborhood Alley Improvement* between the City of Fort Wayne and Key Concrete in the amount of $13,390.00.

Ryan Chasey moved approval. Motion carried.

11. Approval of recommendation from Engineering Support Services to accept the work performed by Land Construction Corporation for Resolution #1536-03, *Fort Wayne Airport: Keller Road* as an integral part of the City's water system.

John Suarez moved approval. Motion carried.

12. Approval of recommendation from Engineering Support Service to accept the work performed by Miller Pipeline Corporation for Resolution #1530-03, *Waynedale Water Main* as an integral part of the City's water system.

Ryan Chasey moved approval. Motion carried.

13. Approval of Change Order #1 between the City of Fort Wayne and All Star Construction for Contract #656-02, *Rudisill Subbasin West End Oakdale,* increasing the original contract price of

$2,487,489.50 by $245,776.00. Including this Change Order the new contract price will be $2,733,265.50.

Ron Sheppard: This project is what we prefer to call our Oakdale project. This is a large stormwater project that we did in the southwest area of town. In doing this project we encountered a number of obstacles that were not identified on the original plans and were not always known.

At the intersection of Oakdale and Indiana especially, we encountered an existing 18-inch sewer that we had to add some additional pipe work. We changed an existing water main to a cut and plug and then rerouted around it so we could get the storm sewer through. We increased the size of the inlets to catch more storm water in the inlets without having the steel-casting hang over. We had to dig up all the sewer taps between Beaver and Fairfield to see where and if we had a conflict. We went back and looked at the engineering and then decided on the best option. Instead of placing a conflict manhole at every existing sewer tap, which would both decrease the flow of the storm system if we had a rain event, we questioned some of the reliability long term by having that sanitary sewer inside of our storm sewer and adding a structure at each location. We lowered seventeen house taps at that particular stretch of three blocks. We found that to be the most cost efficient way to handle this particular project because each conflict manhole would have been about $10,000. In the short term, we ended up with about $7,000 for each one of those taps, but saved about $3,000 in not having to build a conflict manhole, plus we did not restrict the flow of the storm sewer. We had to add a sanitary line for about 220 feet on Oakdale itself, just east of Indiana. We could not lower four house taps, so the only way we could maintain service to those four properties was to install a brand new sanitary line.

We were not always able to identify all of these conflicts because a lot of the house taps come deep out of the basements, so to get an elevation it is very difficult. There is a lot of drop between the doorsill and where the sewer line is located. On this project we had to remove a headwall. The original design had a one-foot error. We spoke with Paul Cripe and they are going to reimburse us for $6,000 of that $20,000 change order item to reduce our cost.

We had a number of conflicts with the existing water mains. When we went to make our manhole connections at the inlets, they were hard to locate because of the old streets and old water mains. I have to say, our water maintenance crew did a good job in trying to locate them. When we were digging to locate all the existing house taps, we did find out the existing combination sewer out in the street had to be lined. We had to repair three or four taps in that existing sewer, so as part of a previous project we lined almost the entire three blocks of that combination sewer. That added about $90,000 to that cured-in-place lining project, so we definitely have a huge investment in that neighborhood and will obviously last a long time. The design life on our cured-in-place is 50 years. In this neighborhood, we do not expect to have another sewer project for a number of years.

Gina Kostoff: Ron, I noticed this is Change Order #1, will you be expecting another Change Order?
Ron Sheppard: There will be a #2 and Final. We are expecting a decreasing Change Order to resolve some of the issues. Since we had to add some additional inlets, we will be decreasing on the second and final for a lot of quantities we didn't use. The project is complete and was finished ahead of time and we have had some pretty good feedback from the neighbors.
Greg Meszaros: Have you had any backups because of the rain?
Ron Sheppard: To the best of our knowledge, we haven't had any backups in that area.

John Suarez moved approval. Motion carried.

14. Approval of Change Order #1 and final between the City of Fort Wayne and Robbco, Inc., for Resolution #04-02, *Restoration of Water Utility Cuts*, increasing the original contract price of

$260,739.76 by $13,025.19. Including this Change Order the new contract price will be 273,764.95.

Bill Simmons: The increase is due to restoring an unexpected amount of concrete and asphalt street cuts where water main breaks occurred. On six-inch concrete streets there was an increase of $22,928.00, on 10-inch asphalt $35,970.00. We did not know ahead of time where these main breaks were going to occur, but these were two areas that stood out.

Greg Meszaros: Just for the Board, since a couple of members are new, each year we put under contract on-call contractors to go out and do restoration and repair. It is one of the frustrations for the residents if we can't get the breaks restored quickly. We used to have a two-year backlog, now we maintain a less than 30-day backlog. Quantities are always up in the air, so it is not unusual to have these types of change orders, in fact, we encourage it.

Ryan Chasey moved approval. Motion carried.

15. Approval of Change Order #1 and final between the City of Fort Wayne and All Star Construction, for Resolution #1528-2004, *Replacement of 48-inch Butterfly Valve (HD-30),* increasing the original contract price of $27,900.00 by $350.00. Including this Change Order the new contract price will be $28,250.00.

Bill Simmons: We authorized the work performed under the work allowance for this project. We had three separate items that caused the increase in the price of the job. Number one was for potholing as requested for location of underground utilities, number two was for removal of trees and additional grass seeding for restoration of dirt areas, and number three was the additional crew time required to retrofit a 40-inch solid sleeve due to poor quality of a metal casting of a foreign made product made in China. It was out of round on one end and took our crew about 4 ½ hours to try and fit the sleeve on. We ended up having to remove it and grind the inside of the sleeve and then fit it onto the pipe.

John Suarez: It concerns me on this item because of the problem we have in outsourcing. Is this the first time we have bought from this company or whoever supplied it?
Bill Simmons: Well, I have to say no, but for something this size when we are dealing with large pipe we will try and order U.S. material. Over the past few years we have purchased foreign made materials for smaller sleeves, valves and other types of fittings. I know that Water Maintenance purchases some foreign made materials because they are cheaper.

Greg Meszaros: We don't have any evidence that foreign made products are deficient. This just happened to be an out of round pipe that we had to grind. I don't think we are proposing today that we are going to ban any foreign made materials.
John Suarez: I think it is a lesson to be learned because it cost $2,750.00 to make it work and I don't know how much the savings was by buying it.

Mark Gensic: We understand your point and we think it is extremely important that the quality of the materials delivered to us don't cost us extra money during field construction. This is a fairly typical process and there are American made products that we also have had to make field adjustments.

On this particular project, to give you a little perspective, was an extremely important valve at the Water Filtration Plant that needed repair. With the combination of Bill's work, Matthew Wirtz from Engineering, the contractor and plant personnel, we tackled a problem that had been
neglected for twenty years. It has made a huge improvement for emergency scenarios, but also for scheduled shutdowns to do other maintenance work. I agree with what you are saying that we make sure we hold steadfastly to the quality of things that we purchase. The field conditions that we encountered with different materials involved and the teamwork that came

together to make this project happen was an excellent effort and reliability project for the Water Filtration Plant. I don't know how to address your concerns other than to say that we made it work in the field.

John Suarez: Well, you said the meter hadn't been replaced for twenty years, so let's hope it will be another twenty years before we come to replace it.
Greg Meszaros: John, we spec to WWA standards, we don't spec to domestic or foreign suppliers. If a supplier cannot meet the WWA standards we drop them from our listing.
John Suarez: One of the items brought up earlier with roofing, U. S. Steel was requested, so I didn't know if that made a difference in purchasing from that item versus the item for the valves.

John Suarez moved approval. Motion carried.

16. Approval of Change Order #1 and final between the City of Fort Wayne and Key Concrete for Resolution #6976-04, *Vance Avenue Concrete Street Repairs 2004*, increasing the original contract price of $72,905.40 by $4,756.96. Including this Change Order the new contract price will be $77,662.36.

Mario Trevino: The bulk of this final Change Order has to do with a pipe and some structures we uncovered during the course of the construction that were in poor condition, but more importantly, did not meet our city utilities standards for structure. We added two items, one for two new structures and one for forty lineal feet of pipe.

Ryan Chasey moved approval. Motion carried.

17. Approval of Change Order #1 and final between the City of Fort Wayne and Wayne Asphalt for Resolution #6985-04 *Hessen Cassel Road*, increasing the original contract price of $220,026.00 by $1,319.84. Including this Change Order the new contract price will be $221,345.84.

Mario Trevino: This project is in the 6th District. This final Change Order has many changes in it, marginal increases and decreases, but I want to highlight some of the items that were larger changes. As an example, we traded off the asphalt base patching and asphalt mix for the approach's quantity for the asphalt binder and surface. There was less curb removal and construction necessary. We used more drive and walk removal in construction areas where we needed to go a little further back into some drives to achieve positive drainage and adjacent to some curb ramps where we have a required slope to meet. Also, we used much less sub-surface drainage, used more topsoil and mulch seeding quantity. We added a new item to remove and install a pedestal for a walk/wait signal. The result is an increase Change Order for $1,319.84.

John Suarez moved approval. Motion carried.

18. Approval of Change Order #1 and final between the City of Fort Wayne and Odle, Inc., for Resolution #6974-03, *Calhoun Street Railroad Viaduct Painting*, increasing the original contract price of $57,455.00 by $1,288.00. Including this change order the new contract price will be $58,743.00.

Mario Trevino: This project is in the 5th District. We have a few items that were changes on this Change Order. We opted to go with a recommendation from the contractor to use different type paint, a better performing paint, and is applied much easier for the ceiling and for the structure coverage. We also added an item for filtering the water from the pressure wash operation before entering into the storm sewer system. We added an item for liability insurance that the railroad required us to have during construction. We used additional barricading and amended the inspection and report item for the new paint we approved. The result is a Change for $1,288.00.

John Suarez moved approval. Motion carried.

19. Approval of Agreement between the City of Fort Wayne and Patrick S. and Stephen L. Jehl, Co-Trustees, Jehl Realty Trust Number One to purchase the following property known as *North River Road*. The seller has signed the Agreement and the total purchase price is $150,000.

Greg Meszaros: This piece of land (photo shown) is located near Maplecrest Road and North River Road. John, you might remember awhile back we had engineering perform some analysis on the removal of a sewer bottleneck we have in our North Maumee system. Our North Maumee interceptor sewer runs along the river and actually, runs right through that property and serves about 6,000 northeast homes. This sewer system has had a lot of performance problems. We have been investing in relief sewers for a period of 6-8 years. The problems we are having are down in a section of the sewer that runs through the Jehl property. We would like to purchase this property for engineering additional sewer capacity. We envision building in the future two large equalization basins that would be on this property. It is a very strategic piece of property for us to get as it will service 6,000 people in a growing area of Fort Wayne. It is important for us to continue to make investments there.

I intervened in this because we were heading for condemnation on this property. The Jehls had a lot of interest in this property. They had plans to develop this property with additional apartments. They were also concerned about our sewer facilities and what that would do to the apartment complex being right across the street, etc. I kind of brokered a settlement with the Jehl family. I believe this is a fair price for the property. I think it keeps all parties happy and keeps us moving forward on a very important sewer project. Ultimately, we may make investments in excess of $10 million dollars on this land, so the price on this property is relatively small as compared to the overall sewer investment.

Gina Kostoff: Greg, this particular parcel is located at the corner North River Road and Maysville, is that correct?
Greg Meszaros: Not quite, I think Maysville is off over here (points to photo), this is North River Road and Lake Forest Valley Apartments. This is the river greenway-walking path over here (points again to the photo).

Ryan Chasey moved approval. Motion carried.

20. Approval of Declaration of Restriction on Land Use between the City of Fort Wayne and the Department of the Army, Work Order #11082, Permit No. 94-102-012-2 to obtain reasonable use of the property identified as the "waters of the United States, including wetlands" located in Wayne Township, Allen County, Indiana.

Gina Kostoff: I will read the next two items together, Items #20 and #21.

21. Approval of Declaration of Restriction and Covenants Upon Real Estate between the City of Fort Wayne and the Indiana Department of Environmental Management, Work Order #11082, Permit No. 2002-306-2 LPR-A to construct 8.0 acres of wetlands in the Ardmore Avenue Extension boundary.

David Ross: Thank you, Gina for combining these two items as they are both related. We are dealing with two different agencies and both have their own specific form they want recorded for this land. This is the Ardmore Avenue extension. It is a new roadway extending from Lower Huntington Road down to Airport Expressway and merging with Indianapolis Road. This will be the next major entrance into the airport from the north.

We have been working on this project for a number of years. We have been negotiating the acquisition of property for the relocation of wetlands. What we have done, since this is a new

roadway, we are going through about two acres of existing wetlands and are receiving 80% funding through federal aid. We have to comply with all the rules and regulations of the various departments. One department is the Department of Army, through the corps of Engineers and the second, the Indiana Department of Environmental Management. They are requiring a 4 to 1 replacement of wetlands. Since we are removing two acres that means we have to construct eight. We finally negotiated the Right-of-Way acquisition. Before you now is the Declaration that will restrict the land use, that once the wetlands are established they will continue as such and we won't turn around and fill it up and use it as industrial park later.

John Suarez moved approval of Items #20 and #21. Motion carried.

22. Approval of Assessment Roll for Resolution #6977-04, *Delaware Avenue* in the amount of $32,562.36.

Ryan Chasey moved approval. Motion carried.

23. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $19,220.56.

John Suarez moved approval. Motion carried.

24. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks Project in the amount of $577,771.00.

Ryan Chasey moved approval. Motion carried.

25. Approval of Barrett Law Claims in the amount of $30,265.11 for the week of September 8, 2004.

John Suarez moved approval. Motion carried.

26. Approval of General Accounting Claims in the amount of $3,131,333.89 for the week of September 8, 2004.

Ryan Chasey moved approval. Motion carried.

27. Old Business:
28. New Business:

Meeting adjourned at 9:40 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
SEPTEMBER 15, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Chuck Bailey - Contract Compliance. John Perlich – Public Information Officer. Mark Gensic, Nathan Baggett - Planning and Design Services. Mario Trevino – Transportation Engineering Services. Ron Sheppard – Engineering Support Services. Mary Jane Slaton, Nancy Townsend – Development Services. Kristine DeGabriele – Law Department. Michelle Nelson – Public Works Administration. Rick Orr – Right-of Way. Matt Gratz – Solid Waste.

1. Approval of Board of Public Works Minutes from the week of September 8, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1703-04, *Gretna Avenue Sanitary Sewer Extension*

BIDDER	BID AMOUNT
All Star Construction	64,897.00
Bercot	55,487.00
Fleming	59,324.43
Geiger Development Inc.	62,720.00
Land Construction	58,382.00
Scheidleman Excavating	**52,659.08**
Engineer's Estimate	65,000.00

3. RECEIVE BIDS: Improvement Resolution #7021-04, *IIT Current Mechanical Improvements, Phase I.*

BIDDER	BID AMOUNT
Garcia Concrete	**99,789.00**
Hipskind Concrete	105,830.00
Engineer's Estimate	94,951.00

4. AWARD: Resolution #1682-04, *Coating for Gas Spheres at the Water Pollution Control Plant* to Odle, Inc. in the amount of $66,020.00. Contract Compliance concurs with this award.

   Ron Sheppard: We did want to point out to the Board that on Odle's bid they did not do the correct unit prices for their extension. We contacted them to make sure their overall price was correct and that they were in agreement at that price. Therefore, we would like the Board to approve this Award for the amount that was read at the time of Bid Opening. We did make sure that those extensions were what Odle had expected to see on their bid.

   Gina Kostoff: What was their response?
   Ron Sheppard: We have a copy of the letter showing that they agreed to go with the total bid for the items and they did make a mistake on the extensions. They are still the low bidder.

Ryan Chasey moved approval. Motion carried.

5. AWARD: Resolution #7020-04, *Ley Road* to Primco, Inc. in the amount of $83,703.84. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

6. Improvement Resolution #1704-2004, *Irene Byron Flow Metering*.

Nathan Baggett: This will take place near the dog training facilities north of Carroll Road and west of Route 3 as shown on the illustration (copies provided to Board members). Flow metering is conducted at this site to properly bill Allen County for the amount of sewage that the City processes through its Water Pollution Control Plant. The existing flow meter is no longer functional and is difficult for our maintenance crews to access. As a result, the City is seeking permission to install a new oversize manhole and a new permanent flow meter just down stream from the existing setup. Bids for this project are scheduled to be received October 13 and construction to begin late November or early December.

Ryan Chasey moved approval. Motion carried.

7. Improvement Resolution #7010-04, *Flood Emergency Access Road*.

Mario Trevino: This project is located in the 5th District. The scope of the project is to construct a roadway with a bearing capacity to permit truck traffic and to allow exposure to the St. Mary's River bank during flood emergencies. With this access, the flood fighters can bring the fight of the flood right to the river's edge to build dykes or sandbagging whatever it would take to protect homes in and around the Woodhurst and Southwood Park neighborhoods. The bid opening is scheduled for September 29th and the completion date is expected December 15th.

Gina Kostoff: Mario, it is my understanding that the neighborhood is in agreement with this.
Mario Trevino: I believe so.
Gina Kostoff: I did go out to the neighborhoods. While they are concerned with additional flooding, they would like to see more flood work in that area and because they know it will provide some emergency relief for them should we have another rain event.

John Suarez moved approval. Motion carried.

8. Approval of Resolution #91-245-8 to support the Agreement to sell Lime Sludge to Commodity Drying, Inc.

Matt Gratz: This Resolution will help the City to get rid of our waste lime from our filtration plant. Currently, we give it away free to farmers to apply onto their farms. Commodity Drying is willing to pay us to take it, so we will make some revenue from that process. We have approximately 400 to 500,000 tons stockpiled, as well as the 30 to 40,000 tons we receive annually.

Gina Kostoff: What type of revenue are you anticipating?
Matt Gratz: They want 60,000 tons a year annually. We think there shouldn't be a problem getting it at 55% solids, so we would make $1.00 a ton. We do have a contract with Fox and are negotiating what the split would be with them. We are looking at about a 75% to 25% split, the City getting the 75%. Anything over $1.00 we might split 50/50 with them. There shouldn't be any problem for us to dry it out at 55%. Fox is suppose to dry it out at 75% and get rid of 50,000 tons, so we will adjust their tonnage for their contract. For instance, if Fox would get rid of 55% just to get it out the door, we would make them get rid of more tonnage

than their 50,000 tons. I don't see any problem with meeting the 55% at $1.00 a ton. Dryer years we could get up to $2.00 a ton.

Gina Kostoff: Great resourceful idea in bringing more revenue back to the City.
Ryan Chasey: Matt, how did this come about? Was the City looking for other ways to sell this or did this company approach you?
Matt Gratz: Actually, Fox Contractors handle the marketing for this and are suppose to reach out to other companies or farmers to try and get rid of the lime. This company approached Fox. Fox has been working with them to figure out a way that will work for them to dry out the lime and to get rid of it. Commodity Drying is going to pelletize it and sell it to farmers. We are still going to give it free to farmers to keep that market open.

Ryan Chasey moved approval. Motion carried.

9. Approval of Construction Contract #04-04, *Restoration of Water Maintenance Utility Cuts* between the City of Fort Wayne and Robbco in the amount of $161,847.53.

John Suarez moved approval. Motion carried.

10. Approval of Construction Contract #293-04, *Pine Valley and Burning Tree Additions* between the City of Fort Wayne and Lights and Signals Inc. in the amount of $32,490.00.

Ryan Chasey moved approval. Motion carried.

11. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #6988-04, *Miscellaneous Construction Package 3B-04* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

12. Approval of Change Order #1 & Final between the City of Fort Wayne and All Star Construction, Inc. for Contract #1546-2002, *Wadington Road Sanitary Sewer Extension,* decreasing the original contract price of $58,164.00 by $5,073.00. Including this Change Order the new contract price will be $53,091.00.

Ron Sheppard: We had minor adjustments to the length of 8-inch pipe we installed. We did not use the work allowance, so that is the major portion of this Change Order.

Ryan Chasey moved approval. Motion carried.

13. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7001-04, *Concord Hill Street Improvements*, decreasing the original contract price of $44,188.50 by $1,913.74. Including this Change Order the new contract price will be $42,274.76.

Mario Trevino: This project is in the 2nd District. The bulk of this Change Order can be attributed to a decrease in pavement removal, concrete pavement and drive approach construction. All the other items were either marginally over or under the proposed quantity. This Change Order decreases the contract amount by $1,913.74.

John Suarez moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7007-04, *Miscellaneous Construction Package 4B-04,* increasing the original contract price of $59,549.40 by $2,200.30. Including this Change Order the new contract price will be $61,749.70.

Mario Trevino: This project is in the 4th District. The bulk of this Change Order before you now can be attributed to additional quantities for curb construction for deteriorated curb along Emerson Avenue at the intersection of North Highlands Boulevard, adjacent to the southern limit of where the project is located. We removed an additional tree as directed by the Parks Department. All the other quantities were either marginally over or under the planned quantity.

Ryan Chasey moved approval. Motion carried.

15. Approval of Grant Agreement between the City of Fort Wayne and United Hispanic American, Inc. (UHA) in which the City agrees to allocate $50,000.00 from At-Large CEDIT funds to be used to offset a portion of the building purchase expense incurred by UHA for the acquisition of 2424 Fairfield Avenue.

Rick Orr: Basically, this is to reimburse the United Hispanic American (UHA) organization a portion of the cost of acquiring their new building at 2424 Fairfield Avenue. I think this puts them much closer to their constituencies, since much of what they do is help new immigrants socialize into our culture. This area has an expanding Hispanic population.

John Suarez moved approval. Motion carried.

16. Approval of Notice of Water Main Extension (NOME) for Resolution #1518-03, Work Order #65005 for the following: from the existing 16" water main located approximately 695 lineal feet west of the Tonkel Road and Union Chapel Road intersection along the north side of Union Chapel Road through the intersection of Union Chapel Road and Tonkel Road, east on the north side of Union Chapel Road approximately 950 lineal feet from the intersection of Tonkel Road and Union Chapel Road.

Ron Sheppard: This water main extension is for Union Chapel, Phase II. The County has completed this project and it has passed inspection. Actually, we accepted this project a number of months ago. The NOME (Notice of Water Main Extension) is to cover the cost for any additional property owners to hook on. The cost that they pay is $20.99 for each foot of frontage they have on Union Chapel Road itself. That cost represents an 8-inch water main that we actually constructed to a 16-inch. The utility comes up with the cost based on what it would have cost to install an 8-inch water main. The customer is asked to reimburse us for that amount if they do hook on. This is a 15-year time cycle. If they don't connect within the 15 years, they would not have to pay this NOME extension assessment, just the normal tap connection fee.

Gina Kostoff: Approximately how many property owners would be affected?
Ron Sheppard: There are nine properties. One of them is a church with a 600-foot frontage. For that particular church it would be a little pricey for them if they choose to hook up.
Gina Kostoff: Is that Robinson Chapel?
Ron Sheppard: Yes, the cost was about $13,000.00 for the church. It is costly, but we have never had water out there before, so it will be a choice each property owner will have to make.

Ryan Chasey moved approval. Motion carried.

17. Approval of General Accounting Claims in the amount of $3,457,079.91 for the week of September 15, 2004.

John Suarez moved approval. Motion carried.

18. Old Business:

19. New Business:

Meeting adjourned at 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
SEPTEMBER 22, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Chuck Bailey - Contract Compliance. John Perlich – Public Information Officer. Mark Gensic, Mike Hicks - Planning and Design Services. Mario Trevino, Connie Burnett – Transportation Engineering Services. Ron Sheppard – Engineering Support Services. Nancy Townsend, Mike Thornson – Development Services. Kristine DeGabriele, Paul Keeton – Law Department. Dan Brenner – Property Management. Ted Nitza – Water Resources. Valerie Ahr – Civil City Accounting.

1. Approval of Board of Public Works Minutes from the week of September 15, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7023-04, *Humphrey Street.*

BIDDER	BID AMOUNT
Hipskind Concrete	**$109,221.44**
Key Concrete	$112,894.00
Engineer's Estimate	$103,983.80

3. RECEIVE BIDS: Improvement Resolution #7024-04, *Public Sidewalk Curb Ramp Package 6-2003.*

BIDDER	BID AMOUNT
Garcia Concrete	0
Hipskind Concrete	$218,896.75
Key Concrete	**$201,955.00**
Engineer's Estimate	$188,850.00

4. AWARD: Resolution #7021-04, *IIT Current Mechanical Improvements, Phase I* to Garcia Concrete in the amount of $99,789.00. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

5. AWARD: Resolution #1703-2004, *Gretna Avenue Sanitary Sewer Extension* to Scheidleman Excavating in the amount of $52,659.08. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

6. Improvement Resolution #1665-2004, *General CIPP 2004 Package #2.*

   Mike Hicks: This is the second package of this year for Cured-In-Place lining of our sewers. After reviewing videotapes we pinpointed these particular sewer segments as needing repair.

This package is for small diameters only: 8-inch, 10-inch, 12-inch and 15-inch. We have a total of 41 segments in this package adding up to about 11,060 feet. They are mainly in the older areas (map is provided). The average age of these sewers is 92 years, the oldest being built in 1876.

Ryan Chasey moved approval. Motion carried.

7. Improvement Resolution #7025-04, *Miscellaneous Construction Package 5A-04.*

Mario Trevino: The scope of work for this project includes reconstruction of curbs or walks and/or drive approaches. The affected property owners have submitted a waiver waiving their final public hearing. The adjacent property owners will share in 60% of the cost and the City will cover the remaining 40%. The project will be advertised for one week. The bid opening is expected October 6th with a completion date of November 15th.

John Suarez moved approval. Motion carried.

8. Approval of Resolution #91-250-8, *2004 Street Department Truck and Equipment Lease.*

Valerie Ahr: The Street Department is requesting the purchase of five single axle trucks, a front end loader, a motor grader and two tractors. They are going out for lease on this equipment and it is standard process for the Board of Works to oversee the lease.

Ryan Chasey moved approval. Motion carried.

9. Approval of Resolution #91-250-9, the City of Fort Wayne amending Resolution 90-402-39 awarding the damages sustained and assessing the benefits accrued to certain real and personal property and confirming Resolution 89-183-6 of the Board of Public Works appropriating and condemning real and personal property for the acquisition of the Utility Center, Inc. D/B/A Aqua Source North Sewer and Water Systems.

Greg Meszaros: For quite some time, Fort Wayne has been in the process of trying to acquire Aqua Source's North Sewer and Water assets. This map (map introduced) gives you an idea of where it is located. The shaded blue area is where Aqua Source has water lines and sewer facilities. Through various analysis we have done, we feel these systems would be well served if they were integrated into our water system. We have felt that this system would be much better operated as one system under Fort Wayne's control. Much of this area is now inside the City. We could increase fire services, reliability and water quality.

The Board has been conducting various Resolutions and processes to condemn these assets for quite some time. The process was suspended in January, the Board's condemnation, pending resolution of some issues that Utility Center/Aqua Source filed with the Circuit Court. I am pleased to report that earlier this month, on September 8th, the Circuit Court had ruled in favor on all counts for the City. The Court found that the Utility Center is required to sell its north assets to Fort Wayne and that the Utility Center had been provided proper due process. The Indiana Code does not in any way limit or restrict Fort Wayne's right to condemn the north system assets and our decision to proceed with condemnation under Indiana Code 32-24-2 was proper. Furthermore, our actions complied with this Code and that we are authorized to proceed with condemnation pursuant to 32-24-2. We could not have asked for a better reaffirmation of the legal foundation by which we based our condemnation. We are here today to begin those proceedings again. I am now going to turn it over to Ted Nitza to give you some specifics and recommendations on how we think we should be proceeding.
I will be available for questions, in addition to Ted.

Ted Nitza: In December of 2003, this Board did award damages to Aqua Source based on appraisals that were done of those assets. It has been eight months since those appraisals

were accepted. As Greg indicated, we are prepared to move forward with the Court's ruling. Therefore, the proposed ruling for your consideration today would accomplish two things. It would reschedule the Remonstrance Hearing for October 20th. This will give Aqua Source an opportunity to file additional information on the value. It will also task City's officers with updating the appraisals and to look for updates and re-present that information for the Board's consideration before the October 20th resolution. The updated and original information will all be available for Aqua Source for the Remonstrance Hearing on October 20th.
I do recommend the Board approve the Resolution.

John Suarez moved approval. Motion carried.

10. Approval of Construction Contract #7015-04, *Miscellaneous Construction Package 3C-04* between the City of Fort Wayne and Primco, Inc. in the amount of $102,077.59.

Ryan Chasey moved approval. Motion carried.

11. Approval of Construction Contract #7017-04, *Schele Avenue Sidewalk Improvements* between the City of Fort Wayne and Key Concrete in the amount of $93,871.50.

John Suarez moved approval. Motion carried.

12. Approval of Construction Contract #7019-04, *Miscellaneous Construction Package 5B-04* between the City of Fort Wayne and Hipskind Concrete in the amount of $84,260.00.

Ryan Chasey moved approval. Motion carried.

13. Approval of Sanitary Sewer Contract #2004-S-25, *Woodland Lake Section XII,* between the City of Fort Wayne and Zohrab K. Tazian to construct a local sanitary sewer system to serve Woodland Lake Section XII. The project is privately funded, located inside the City, and is in a green zone.

Nancy Townsend: This is a relatively small project that includes the extension of approximately 105 lineal feet of sanitary sewer to serve two residential lots in the Woodland Lake addition. It is entirely funded by the developer using private funds.

John Suarez moved approval. Motion carried.

14. Approval of Sanitary Sewer Contract #2004-S-30, *3127 Carroll Road – The Shiloh Hall Sanitary* between the City of Fort Wayne and Torrap Enterprises, Inc. to construct a local sanitary sewer system to serve 3127 Carroll Road – The Shiloh Hall. The project is privately funded, located outside the City and is in a green zone. The contract contains provisions for Waiver of Remonstrance against annexation. A letter of conceptual approval has been granted.

Nancy Townsend: This is a contract to serve the Shiloh Reception Hall on the north side of town. This is a short extension of our sanitary sewer that includes 95 lineal feet and one manhole to serve the reception hall.

Ryan Chasey moved approval. Motion carried.

15. Approval of Sanitary Sewer Contract #2004-S-29, *Southwest Seniors Community* between the City of Fort Wayne and Southwest Seniors Community, LLC to construct a local sanitary sewer system to serve South Bend Drive – Southwest Seniors Community Center. This project is located outside the City, is privately funded and is in a green zone.

Nancy Townsend: This area is in the southwest part of town. It will involve the extension of approximately 1500 lineal feet of sewer to serve a residential area that will comprise of 16 apartment buildings for the Southwest Seniors Community Center.

John Suarez moved approval. Motion carried.

16. Approval of Water Contract #2004-W-17, Work Order #65159, *Southwest Seniors Community*, between the City of Fort Wayne and Southwest Seniors Community LLC to construct water main systems to serve Southwest Seniors Community. The project is located inside the City. The funding source is private and Utility Capital.

Nancy Townsend: Again, this is a 21-acre parcel to serve the Southwest Seniors Community. The water project includes a total of approximately 2200 lineal feet of water main extension. The City would like to participate in oversizing the main up to 12-inch for about 1800 lineal feet for a total of $13,295.83.

Ryan Chasey moved approval. Motion carried.

17. Approval of Technical Services Agreement between the City of Fort Wayne and Kelly Advertising for services to include the design, writing and preparation of utility bill stuffers, and other public information materials. Compensation for services performed shall be a not-to-exceed amount of $25,000.00 for each one-year period of the project.

John Perlich: Our contract with Kelly Advertising for design and preparation assistance for utility bill stuffers and other public information materials that we prepare allows the City to extend this contract for one year with the same terms and agreements. I recommend that the Board approve the execution of the City's option to extend this agreement for one additional year.

John Suarez moved approval. Motion carried.

18. Approval of Release and Hold Harmless Agreement between the City of Fort Wayne and Mary Jane Johnston to use 9962 Diebold Road to store leaves during the annual leaf collection program.

Dan Brenner: The Street Department will be using this 7-acre tract of property to store leaves during its annual leaf collection program. When the leaf collection program is completed they will remove the leaves and take them to their Lake Avenue facility. The City has entered into a Hold Harmless Agreement with the owner and we are here today to ask the Board for their approval of this Agreement.

Ryan Chasey moved approval. Motion carried.

19. Approval of Barrett Law Claims in the amount of $282.63 for the week of September 22, 2004.

John Suarez moved approval. Motion carried.

20. Approval of General Accounting Claims in the amount of $5,602,284.39 for the week of September 22, 2004.

Ryan Chasey moved approval. Motion carried.

21. Old Business:

22. New Business:

Meeting adjourned at 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
SEPTEMBER 22, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:25 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Nancy Townsend, Mike Thornson – Development Services. Ron Sheppard – Engineering Support Services.

1. Approval of Board of Stormwater Management Minutes for the week of September 1, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Improvement Resolution #1600-2004, Work Order #80288, *Club Terrace – Smith Road Storm Drainage Improvement*.

   Mike Thornson: This project is intended to provide stormwater drainage relief for a residential neighborhood just southeast of the Times Corner area. There are two areas in particular that have chronic stormwater problems, Club Terrace and Smith and Covington Road. Quite often because of the standing water, the neighbors use 4-wheel drive and larger vehicles to get each other back and forth. This project would involve 1900 lineal feet of storm sewer up to 20-inch in diameter. The storm sewer has to be brought down through the Fort Wayne Country Club (map provided). We will be putting in a detention basin to detain and manage the stormwater as it enters the system. This detention basin crosses the country club and arrangements have been made with them to proceed in the Fall and Winter season. This project will be funded 100% by Stormwater Utility.

   Greg Meszaros: Beside the Country Club are the other easement issues secured?
   Mike Townsend: All but two easements have been obtained. Nancy Townsend has had discussions with those property owners and is getting the final paperwork signed.
   Greg Meszaros: We completed a large sanitary project a few years ago, so has that been worked out?
   Gina Kostoff: Having met with the residents and dealt with their complaints about the storm drainage, I want to congratulate your efforts.

   John Suarez moved approval. Motion carried.

3. Improvement Resolution #1654-2004, Work Order #80328, *IIT-Hanover Street Storm Drainage Improvement*.

   Mike Thornson: (map provided) we are providing storm sewer outlet for the west end of the IIT campus and drainage improvements for the neighborhoods north of the campus. With this phase we will complete the sewer separation to provide some relief for the combined sewer system in that area. This will include about 1300 feet of storm sewer up to 36-inches in diameter.
   On Item #6 is the License Agreement to cross the Norfolk Southern Railway right-of-way.

Greg Meszaros: Mike, let me read Item #6 now and have the Board vote on both since they are related.

Gina Kostoff moved approval for Items #3 and Item #6. Motion carried.

4. Improvement Resolution #1531-2003, Work Order #80257, *Washington ND No. 6 Stormwater Detention Basin.*

Mike Thornson: (map provided) this project has been in the works since 1997. It will provide regional storm water detention and about 1400 feet of storm sewer off of Hillegas Road and Independence Drive. We will be capturing runoff from various developments. We will provide downstream relief for properties that include the Butler Road area. This is also part of the Spy Run Creek system, although not on a large scale in the overall scheme of the system. Redevelopment Commission funds will be paying for the bulk of this project through agreements that they have with some of the developments that we will be servicing. This project will be totally outside of the flood way of the creek. Previously, we were looking at a regional detention basin in channel on the creek, but the state permits were too extensive and made the project too costly. We may not have been able to get approvals from an environmental standpoint.

Greg Meszaros: I know we have been working on this for quite awhile. It is nice to see it come together and we were able to work out funding arrangements with Redevelopment.

John Suarez moved approval. Motion carried.

5. Approval of Storm Sewer Contract #2004-ST-11, Work Order #80350, *Tyler Terrace Storm Sewer* between the City of Fort Wayne and Tyler Terrace, L.P. to construct a local storm drainage system to serve Tyler Terrace Storm Sewer in the amount of $122,202.00.

Greg Meszaros: It that all privately funded?

Nancy Townsend: Not entirely. This is a unique project to the standard development contracts. We are participating in some of the cost. The contract is for storm sewer service to provide stormwater relief to Tyler Terrace located in the northwest part of town. The project involves the installation of about 1200 lineal feet of storm sewer ranging in size from 12-inch to 30-inch diameter throughout this development. It includes a portion of the funds from Stormwater Utility for purposes of oversizing almost the entire system through the development. The reason for doing that is to position ourselves for future projects to address some long-term chronic drainage problems. It has been part of our overall plan.

One of our earlier sewer capacity projects extended storm sewer down Ethel Avenue. Although it was constructed for purposes of relieving combination sewers and eliminating basement backup, it still provides stormwater relief. A transportation project along Irene Avenue occurred a couple of years ago, so we included a storm sewer in that road project. So our share of the cost is $19,268.00 for oversizing the system. Cost for some engineering work and surveying is $9,440.00, thus making the City share $28,708.00. I would like to point out that Mike Thornson and Tom Gountras worked with us on this to better define shed areas, anticipated flow and route location, so it was a joint effort between a lot of people.

Greg Meszaros: I am familiar with the area from some of the past projects. It sounds like a nice partnership for us.
Nancy Townsend: The Tyler Terrace folks and Keller Development were willing to participate and showed the patience in order to work out our arrangement before we started construction.

Gina Kostoff moved approval. Motion carried.

6. Approval of Agreement between the City of Fort Wayne and Norfolk Southern Railway Company granting the City of Fort Wayne a license to construct, maintain and operate a 36-inch encased storm sewer within and across the railroad right-of-way. The Agreement requires the City a one-time license fee in the amount of $30,750.00 along with a risk financing insurance fee in the amount of $1,000.00 payable to Norfolk Southern Railway Company.

   Mike Thornson: This phase is going to be funded 100% by the Stormwater Utility. The previous phase IIT participated in. It crosses about 120 feet of railroad right-of-way.

   Greg Meszaros: Mike, is the railroad licensing agreement in terms of the cost standard?
   Mike Thornson: My understanding, it is. We have had other instances where we had to get railroad right-of-way agreements. This insures that their railroads are protected and won't have any catastrophic failures across the right-of-way.

7. Old Business.

8. New Business.

Meeting adjourned at 9:50 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
SEPTEMBER 29, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Chuck Bailey - Contract Compliance. John Perlich – Public Information Officer. Mark Gensic, Mike Hicks, Doug Fasick, Paul Powers, Matthew Schipper - Planning and Design Services. Mario Trevino, Connie Burnett – Transportation Engineering Services. Ron Sheppard, Bill Maxwell – Engineering Support Services. Nancy Townsend – Development Services. Kristine DeGabriele, Paul Keaton – Law Department. Dan Brenner – Property Management. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of September 22, 2004.

John Suarez moved approval. Motion carried.

Gina Kostoff: Next, we will diverge from our Agenda for a brief moment to read the bidders for the Truck and Equipment Lease Financing for the Fire Department. All we will be doing is reading the list of bidders. The bids will be opened by the Finance and Administration Division. Our first bidder is Bank of America, our second bidder is Bank One, our third bidder is National City Bank of Indiana, our fourth bidder is Wells Fargo Brokerage Services and our fifth and Final bidder is Fifth Third Bank.

2. RECEIVE BIDS: Improvement Resolution #1629-2003, *Digester Lid Positions*

BIDDER	BID AMOUNT
Service Electric of Allen Co.	**99,357.00**
Engineer's Estimate	$98,000.00

3. RECEIVE BIDS: Improvement Resolution #7010-04, *Flood Emergency Access*

BIDDER	BID AMOUNT
All Star Construction	No Bid
API Construction	**25,180.00**
Bercot, Inc.	41,699.00
Brooks Construction Co.	27,460.00
Widner Paving	No Bid
Engineer's Estimate	$24,711.25

Mark Gensic: I would like to make a correction on the Engineer's Estimate for Item #2. Our total project budget was $138.000, but the Engineer's Estimate for the actual construction was $98,000.00. I apologize for not getting that into the Board.

Gina Kostoff: So noted for the minutes.

4. Improvement Resolution #1705-2004, *Plant 2 Filter CO2 and Water Line Installation.*

Mark Gensic: This project is at our Water Filtration Plant. This project is in support of our future endeavors to continue to improve the filters in the final treatment process. This is the final phase of a pilot project for filter No. 15 where we are installing a water line to be in support of a carbon dioxide system, which is part of the back wash process for that filter.

Ryan Chasey moved approval. Motion carried.

5. Improvement Resolution #7016-04, *Miscellaneous Construction Package 3D-04*.

Mario Trevino: There are three locations involved in this miscellaneous package, 535 Springbrook Road, 2503 Inwood Court and the northwest corner of Club House and Lahmeyer Road. The location at 535 Springbrook Road will have a cost share of 60% for the walks and drive approach. The remaining 40% will be covered through CEDIT dollars. The Inwood Drive location will be a repair to drive approach constructed on the Inwood Drive, Phase 1 project from last year that currently allows water to travel down the driveway and to the home. At the Club House and Lahmeyer Road location, we repaired concrete curb damage from snowplows. Both of the locations will be paid 100% through CEDIT dollars. The project is estimated to cost less than $25,000, this will be an Invitational Bid to at least three bidders and the bid opening is expected October 6th.

John Suarez moved approval. Motion carried.

6. Improvement Resolution #91-258-6, *Fleet Management Vehicle Wash Building*.

Dan Brenner: The Fleet Management Vehicle Wash Building is going to be remodeled this year. The shell will be removed to install concrete walls, metal roofing and two new overhead doors. I recommend the Board's approval.

Ryan Chasey moved approval. Motion carried.

7. Emergency Resolution #91-258-7, *Freeman Street*.

Mike Hicks: We have a 15-inch VCP sewer line that runs from Portage east across Freeman to the Junk Ditch Interceptor east of Beadell Street. A few weeks ago, we had a major rain and had sewer backups along this line. After cleaning and televising the sewer, we found three separate locations where the sewer was collapsed. The first location is just east of Portage in the apartment complex, the second location is the edge of the southwest baseball diamond in Tecumweh Sports Center, and the third between Catalpa and Bright Street. I don't know the age of this sewer line, but it's definitely over 50 years old.

Gina Kostoff: Once these are repaired, are we going to do some cured-in-place lining?
Mike Hicks: We are going to have to dig them up. In looking at the videotape, the line is in very bad condition all the way through. I am going to write an Addendum for the package I came out with last week, so we will align all the way from Portage to Beadell Street.
Gina Kostoff: Hopefully, that should alleviate some of the problem out there?
Mike Hicks: Yes.

John Suarez moved approval. Motion carried.

8. Emergency Resolution #91-258-8, *1241 Wall Street*.

Mike Hicks: This is in a concrete alley. It is another 15-inch line. This is an older pipe. It was built in 1903. This particular collapse has created a very large void underneath the concrete alley. It is not so much a backup issue as a safety issue. The void is approximately 6 feet deep, 12 feet long and about 10 feet wide underneath the alley. The problem with this spot

repair is the line is 21-feet deep and we will be digging down next to a building, so it is a difficult repair.

Gina Kostoff: Do we have the alley closed off?
Mike Hicks: Yes, the alley has been closed off for a couple of weeks.

Ryan Chasey moved approval. Motion carried.

9. AWARD: Resolution #7024-04, *Public Sidewalk Curb Ramp Package 6-2003* to Key Concrete in the amount of $201,955.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

10. AWARD: Resolution #7023-04, *Humphrey Street* to Hipskind Concrete in the amount of $109,221.44. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

11. Approval of Construction Contract #601-2004, *North McMillan Park Area Storm Sewer Project* between the City of Fort Wayne and All Star Construction in the amount of $2,473,406.00.

John Suarez moved approval. Motion carried.

12. Approval of Professional Service Agreement between the City of Fort Wayne and D. A. Brown Engineering Consultants, Inc. for *Property Surveying Services for Sewer Capacity Improvements – Stetzel Property*. Compensation for services performed shall be $22,500.00.

Paul Powers: This Agreement will provide for some boundary survey services for some property located north of Shoaff Park and on the west side of the St. Joe River. A portion of the St. Joe interceptor crosses this property and we have plans for future improvements in that area, so we are in the process of surveying and acquiring some.

Ryan Chasey moved approval. Motion carried.

13. Approval of Professional Service Agreement between the City of Fort Wayne and Roger Hirt, Consultant for *Six Sigma Management Tools*. Compensation for services performed shall be a not-to-exceed fee of $48,850.00.

Roger Hirt: This is the Six Sigma training for the City including all the green belt training and mentoring of all the green and black belts throughout the City for the coming year.

Gina Kostoff: Roger, is this contract for your work with the entire City?
Roger Hirt: Yes.

John Suarez moved approval. Motion carried.

14. Approval of Professional Service Agreement between the City of Fort Wayne and Right of Way Jones, Inc. for Buyer Services for Project No. STP-F224(004), *St. Joe Center Road: St. Joe Road to Reed Road*. Compensation for services performed shall be $38,700.00.

Dave Ross: This is a Federal aid project going on in the northeast section of the City. We have substantially completed the engineering drawings and are into the Right-of-Way acquisition phase. We have completed 90% of the appraisal work and it is time to make offers on the properties. Right-of-Way Jones has worked with us before on other Federal aid projects. There are 56 parcels that will be involved. This is a Federal aid project, so they are participating in

80% of the funding assistance. The breakdown of the fees are as such, the City's portion is $7,740.00 and the Federal portion is $30,960.00.

Ryan Chasey moved approval. Motion carried.

15. Approval of Professional Service Agreement between the City of Fort Wayne and Hurst Technical Services, Inc. for *Calibration of Flow Meters and Pumps*. Compensation for services performed shall be $5,000.00.

Mary Jane Slaton: This is the second year that we are proposing to enter into a contract with Hurst Technical Services for Flow Meter calibration. We have five contract sewer customers who send us their sewage, pay a wholesale rate for it, and have flow meters that measure the amount of sewage that flows to us. Under five of those contracts, we are responsible for the calibration of those meters. This in a contract for on-call services with Hurst that would allows us to have those calibrations done once a year on an annual basis. Also, when we see that we are getting flow readings that are not consistent with the history of that particular customer we can have Hurst go out and do a calibration on an as-needed basis. We do charge back our contract customers for this service, so while we anticipate spending about $5,000 under this Contract over the next twelve months, all of that will be reimbursed to us.

John Suarez moved approval. Motion carried.

Gina Kostoff: I will read Items #16, #17 and #18 together.

16. Approval of Sanitary Sewer Contract #2004-S-27, *Chapman's Bridge Section I Sanitary,* between the City of Fort Wayne and SJ Development Corp. to construct a local sanitary sewer system to serve Chapman's Bridge Section I. The project is privately funded, located outside the City, and is in a green zone. Contract contains provisions for Waiver of Remonstrance against annexation. A letter of conceptual approval has been granted.

Nancy Townsend: These developments are part of the Communities of Foxwood and will be some day a 775-lot residential community to include a number of separate additions. It is located in the northeast part of town, just on the east side of Wheelock Road, near I-469. A diagram is provided to show the area of the Communities of Foxwood. A few weeks ago, I sent agreements and contracts relative to Foxwood that included the construction and installation of a pump station and interceptor sewer that meanders through this entire development.

Nancy Townsend: I will proceed with the scope of work for each addition.

Chapman's Bridge, Section I will contain 66 lots and will include the installation of about 2800 lineal feet of 8-inch sanitary sewer.

17. Approval of Sanitary Sewer Contract #2004-S-24, *Fiddler's Creek Section I Sanitary,* between the City of Fort Wayne and SBB Development Corp. to construct a local sanitary sewer system to serve Fiddler's Creek Section I. The project is privately funded, located outside the City, and is in a green zone. Contract contains provisions for Waiver of Remonstrance against annexation. A letter of conceptual approval has been granted.

Nancy Townsend: Fiddler's Creek, Section I will include 64 lots and involve the installation of approximately 2400 lineal feet of 8-inch sewer.

18. Approval of Sanitary Sewer Contract #2004-S-31, the *Villas at Foxwood Section I Sanitary,* between the City of Fort Wayne and Somerset Land Development LLC to construct a local sanitary sewer system to serve the Villas of Foxwood Section I. The project is privately funded, located outside the City, and is in a green zone. Contract contains provisions for Waiver of Remonstrance against annexation. A letter of conceptual approval has been granted.

Nancy Townsend: The Villas of Foxwood, Section I will include 23 lots and about 1000 lineal feet of sanitary sewer for that particular addition.

Ryan Chasey moved approval of Items #16, Sanitary Sewer Contract #2004-S-27, Item #17, Sanitary Sewer Contract #2004-S-24, and Item #18, Sanitary Sewer Contract #2004-S-31. Motion carried.

19. Approval of Sanitary Sewer Contract #2004-S-33, *Ashton Pointe Section I Sanitary,* between the City of Fort Wayne and Somerset Land Development LLC to construct a local sanitary sewer system to serve Ashton Pointe Section I. The project is privately funded, located outside the City, and is in a green zone. The Contract contains provisions for Waiver of Remonstrance against annexation. A letter of conceptual approval has been granted.

Nancy Townsend: This is a separate subdivision located on the south end of town. This is a residential subdivision that will include 53 lots. It is a 20-acre development and involve the installation of 1100 lineal feet of 8-inch sewer, 1400 feet of 10-inch sewer and 900 feet of 12-inch sewer to serve this area. There is some larger diameter sewers included in this project that are necessary to serve adjacent undeveloped areas. There is not any City oversizing in this contract.

John Suarez moved approval. Motion carried.

Gina Kostoff: I will read Items #20 and #21 together.

20. Approval of Water Contract #2004-W-15, *Fiddler's Creek Section I*, between the City of Fort Wayne and SBB Development Corp. to construct a water main system to serve Fiddler's Creek Section I. The funding source for this project is private and Utility Capital. The project is located outside the City.

Nancy Townsend: This is related to the Foxwood Development. This will include some feeder main systems along Wheelock Road and throughout the Communities of Foxwood. These are some small diameter or lateral water mains that will serve the individual additions.

For Fiddler's Creek it will include the installation of 2300 feet of 8-inch water main and serve the 64 lots within Fiddler's Creek.

21. Approval of Water Contract #2004-W-16, *Chapman's Bridge Section I,* between the City of Fort Wayne and SJ Development Corp. to construct a water main system to serve Chapman's Bridge Section I. The funding source is private and Utility Capital. The project is located outside the City.

Nancy Townsend: The Chapman's Bridge water contract includes about 2800 lineal feet of 8-inch water main to serve those 66 lots. Both of these contracts are entirely privately funded.

Ryan Chasey moved approval of Items #20, Water Contract #2004-W-15 and Item #21, Water Contract #2004-W-16. Motion carried.

22. Approval of Change Order #2 & Final between the City of Fort Wayne and Benchmark Construction for Contract #6960-03, *Rothman Road and St. Joe Road,* decreasing the original contract price by $279.24. Including this Change Order the new contract price will be $80,482.76.

Mario Trevino: This project is in the 2nd District. This final change order before you involves several changes and one new item. We removed one more tree than anticipated and conditions

were so favorable we did not have to use the silt fence item. For the pavement related items, we traded off more 53 compacted stone for less #2 stone. We used less bitumous surface and wedge and level quantities than originally proposed. We used additional signage and barricading to make the location safer for the motoring public. The result is a decrease Change Order for $279.24.

John Suarez moved approval. Motion carried.

23. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #6992-04, *Nuttman Avenue*, increasing the original contract price by $1,891.01. Including this Change Order the new contract price will be $38,009.61.

Mario Trevino: This project is in the 5th District. With this Change Order we had to go further back into some drives to achieve a positive slope. We added a few more risers to various concrete steps along the way. We constructed more walk and removed one additional tree than anticipated, so the result is an increase Change Order of $1,891.01.

Ryan Chasey moved approval. Motion carried.

24. Approval of Change Order #1 & Final between the City of Fort Wayne and Newell Construction for Contract #7002-04, *CANI/FWUL/Library Infrastructure Improvements,* decreasing the original contract price by $516.73. Including this Change Order the new contract price will be $36,685.77.

Mario Trevino: This final change order reflects a few increases such as bed coarse material and mulch seeding. We adjusted three additional castings to grade, but overall we used less topsoil and less walk, curb and ramp construction. The result was a decrease Change Order for $516.73.

John Suarez moved approval. Motion carried.

25. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7013-04, *Public Sidewalk Curb Ramp Package 5-2004,* increasing the original contract price by $10,859.79. Including this Change Order the new contract price will be $155,034.79.

Mario Trevino: This final change order we used additional quantities for curb, concrete walk, concrete pavement removal and construction. It also increased the curb ramp removal items. We had one drainage structure that turned out to be an inlet, instead of a catch basin, so we raised the quantity on that item. We increased the barricading and signage to ensure the safety on the project. The result is an increase in the Change Order for $10,859.79.

Ryan Chasey moved approval. Motion carried.

26. Approval of Change Order #3 between the City of Fort Wayne and Shambaugh & Son for Contract #1550-2002, *Three Rivers Filtration Plant High Service Pumps 2 & 9 Improvements,* increasing the original contract price by $44,999.00. Including this Change Order the new contract price will be $567,394.00.

Bill Maxwell: This Change Order was due to several issues involved with installing High Service Pumps 2 and 9 at the Filtration Plant. The pressure transducer required relocation to return accurate data. The time loss by the contractor was due to operating constraints imposed by plant operations being unable to release equipment for work to the contractor. The installation of the Ross value for High Service Pump 1 was important for reliable pump control conditions so both halves of the operating system worked consistently.

Mark Gensic: We are in a multi-year program to upgrade and replace our high service pumping in the distribution system. This particular project was modified during construction because of complications of, not only fitting in with the existing plant, but with the plant's staff schedule, supplier's schedule and the contractor's schedule. It may seem like this project comes across as the contractor needed more money, but I would represent this increase as complications due to the project and for changes we made on the project. We are delighted with the contractor's work, even though this project took much longer than anticipated.

Gina Kostoff: Has this project improved the electrical reliability of the City's High Service Pumping?
Mark Gensic: Our electrical engineer is here, Doug Fasick and I'll let him answer that specific question. He has been monitoring the system on a daily basis for the last three years.

Doug Fasick: It is much more reliable now. In fact, it has proved itself a couple of times being able to ride through an electrical event.

Gina Kostoff: I note this is Change Order #3. Are you anticipating additional Change Orders?
Mark Gensic: Not a Change Order, but we have an Amendment coming forward to our Professional Service Agreement. We are reviewing the Amendment and will be bringing it to the Board at a later date. We have one last valve and we are almost done with that valve. This has been a complicated project and we are delighted with what it has accomplished for the water supply.

John Suarez moved approval. Motion carried.

27. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #6990-04, *Miscellaneous Construction Package 3A-04* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

28. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #6976-04, *Vance Avenue Concrete Street Repairs 2004* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

29. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #6969-03, *Tennessee Avenue* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

30. Approval of recommendation from Transportation Engineering Services to accept the work performed by Newell Construction for Construction Contract #7002-04, *CANI/FWUL/Library Infrastructure Improvements* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

31. Approval of recommendation from Transportation Engineering Services to accept the work performed by Primco, Inc. for Construction Contract #6984-04, *Avalon Addition Concrete Repairs-2004* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

32. Approval of recommendation from Transportation Engineering Services to accept the work performed by Primco, Inc. for Construction Contract #6999-04, *Hensch Street Curbs* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

33. Approval of recommendation from Transportation Engineering Services to accept the work performed by Primco, Inc. for Construction Contract #6977-04, *Delaware Avenue* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

34. Approval of recommendation from Engineering Support Services to accept the work performed by Keller Development Inc. for Contract #2004-W-04, *Tyler Terrace: Ralph Avenue Water Main Extension* as an integral part of the City's water system.

John Suarez moved approval. Motion carried.

35. Approval of recommendation from Engineering Support Services to accept the work performed by Land Construction for Contract #1515-03, Work Order # 74795, *Camp Scott Phase IV* as an integral part of the City's water system.

Ryan Chasey moved approval. Motion carried.

36. Approval of Agreement between the City of Fort Wayne and the Indiana Department of Transportation (INDOT) for the installation of a traffic signal system on US 27 at Southtown Centre Entrance.

John Suarez moved approval. Motion carried.

37. Approval of Request from Teresa Deventer of North Woodland Heights to address the Board regarding Area Connection fees associated with the North Woodland Heights Sanitary Sewer Extension Project.

Teresa Deventer, Resident of North Woodland Heights: I represent the residents of North Woodland Heights for our sanitary sewer project. I believe everyone has a copy of the letter I sent on September 1st. I would like to point out a few items for the grounds of my request.

When we received our letter in November of 2002, and by the time we saw the completion of our project in the Spring of 2005, it will be 2 ½ years that we have been working on this project. We have thirty-seven homes in our area. Five are retired residents, two of which have become widowed and have limited income. We have one retired couple that has a vacation home in Florida. As you know, with all the hurricanes that went through they are going to have financial obligations there as well. One couple had major surgeries within the last six months. The other retired individual suffered a massive stroke on New Year's Eve. These are families that have seen additional financial hardships.

We will be paying 100% of the cost including the construction, connection fees and the tap fees which amount to $10,000.00 per home, so that is a major impact for these residents. We, therefore, are requesting that we go back to the original per acre fee that was addressed to us in 2003, instead of the present rate that is imposed upon us per household.

Gina Kostoff: Ms. Deventer I understand the sewer district had two public meetings, one in April 2003 and one again in May 2004. At that time, they gave you project costs. Do you understand those were estimates?

The Board passed the contract with the sewer district in July of 2004 after your meeting in May 2004. At that meeting you were told about the ERU, the 1121 ERU as opposed to the per acreage fee. It was my understanding that no one protested or raised any concerns at that time. Why now?

Ms. Deventer: Yes, I understand, but we were first given original numbers in April 2003 that were estimates based on per acreage. We finally received our final cost estimates this year, almost a year later. During that time we were not approached or had any indication that the Board had increased those rates and set a flat fee per household.

Gina Kostoff: Just by way of clarification, I was not on the Board at that time, however, it is my understanding that the Board changed the way we assessed those area connections fees because it is a more fair way of doing it per ERU, per residential unit, as opposed to per acreage fee. So in essence, one area connection fee per household is a more fair assessment. My question again, is why weren't concerns raised in May as opposed to now?

Ms. Deventer: There have been several circumstances out of our control that have pushed this project out, beyond from when you increased the fees. As a homeowner within the neighborhood, time is money and things take time, but we feel we should be able to pay our rates that were addressed a year ago.

Gina Kostoff: One more question. I think it is a given fact that the City has to collect these area connection fees in order to do the project. We undertook this project as a result of your advocacy for your neighborhood in regards to the septic systems that were failing. So given all that, and that this project started as a result of the need out in that area, what do you think would be a fair way to assess those area connection fees? You do understand that we have to have the money to do the project?

Ms. Deventer: I understand not everyone is going to be happy, it is a give and take situation. We would like to have options. Our home is on ¾ of an acre, so my husband and I were already looking at $900 for a connection fee. I believe there are only four or five of us that have larger lots, but we would like to have some sort of option. No one has won the lottery yet. It's not how much you make, it's how you spend your money. We have several families that have taken loans against our homes to pay for this. Are there payment plans available that we can work something out?

Gina Kostoff: The Board would like to take it under advisement and bring back a decision in a week or two if that's okay. I would like to have a motion to table.

John Suarez made a motion to table this decision for two weeks. Motion carried.

Gina Kostoff: I will be in contact with you. Thank you for coming.

38. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks Project in the amount of $576,753.00.

Ryan Chasey moved approval. Motion carried.

39. Approval of Request from Engineering Support Services to have the Parkerdale Sanitary Sewer Extension Project bids withdrawn. The project will not be awarded at this time.

John Suarez moved approval. Motion carried.

40. Approval of Assessment Roll for Resolution #6992-04, *Nuttman Avenue* in the amount of $26,261.55. A public hearing has been requested.

Ryan Chasey moved approval. Motion carried.

41. Approval of General Accounting Claims in the amount of $3,912,169.19 for the week of September 29, 2004.

John Suarez moved approval. Motion carried.

42. Old Business:

43. New Business:

Meeting adjourned at 9:50 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
OCTOBER 6, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Chuck Bailey - Contract Compliance. John Perlich – Public Information Officer. Mark Gensic, Matthew Schipper, Doug Fasick - Planning and Design Services. Mario Trevino – Transportation Engineering Services. Ron Sheppard, Pam Feaster, Bill Maxwell – Engineering Support Services. Kristine DeGabriele – Law Department. Dan Brenner – Property Management. Michelle Nelson – Public Works Administration. Rick Orr – Right-of-Way. Len Poehler – Utility Administration. Greg Meszaros, Mary Jane Slaton – Public Works & Utilities. Michelle Kyrou, Roger Warner – Development Services. Ken Nicolet – Office of the Mayor, Citizen's/Neighborhood Advocate.

1. Approval of Board of Public Works Minutes from the week of September 29, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #87-43-15(11), *Sewer Inspection and Cleaning Service.*

BIDDER	BID AMOUNT
Drier & Maller	**$67,369.85**
Reynolds Inliner	0
Sewer Optical Services	0
Engineer's Estimate	$111,927.60

3. RECEIVE BIDS: Improvement Resolution #1659-2004, *Plant 3 North Sludge Pump Station.*

BIDDER	BID AMOUNT
A. Hattersley & Son, Inc.	$233,825.00
Engineered Systems, Inc.	0
Flow-Technics, Inc.	0
Frakes Engineering	0
Hagerman, Inc.	0
Henry P. Thompson Co.	0
Howard Painting Inc.	0
Hydro Power	0
Industrial Piping & Engineering	0
L H Controls	0
Maddox Industrial	**$218,500.00**
Mason Engineering & Construction	$269,500.00
Odle, Inc.	0
Phil Rorick Electric Inc.	0
R E Crosby Inc.	$269,750.00
Shrader Industrial Systems, Inc.	0
Engineer's Estimate	$265,000.00

4. RECEIVE BIDS: Improvement Resolution #7025-04, *Miscellaneous Construction Package #5A-04.*

BIDDER	BID AMOUNT
Hipskind Concrete	0
Key Concrete	**$27,055.00**
Primco, Inc.	$45,164.03
Engineer's Estimate	$23,655.00

5. RECEIVE BIDS: Improvement Resolution #7016-04, *Miscellaneous Construction Package 3D-04.*

BIDDER	BID AMOUNT
Garcia Concrete	$7,973.00
Key Concrete	**$6,850.00**
Primco, Inc.	$11,497.20
Engineer's Estimate	$5,094.00

6. AWARD: Resolution #1629-2004, *Digester Lid Positions* to Service Electric in the amount of $99,357.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

7. AWARD: Resolution #7010-04, *Flood Emergency Access Road* to API Construction Corp. in the amount of $25,180.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

8. AWARD: The *2004 Street Department Truck & Equipment Lease* to Fifth Third Bank in the amount of $850,000.00.

Ryan Chasey moved approval. Motion carried.

9. Improvement Resolution #7026-04, *CANI/FWUL/Library Infrastructure Improvement, Phase 2.*

Mario Trevino: This project is in the 5th District. You may recall, we did Phase 1 earlier this year and are ready to move forward with Phase 2. The project begins on the west side of Weisser Park Avenue from Creighton Avenue to Buchanan Street and the east side of Hanna Street from Creighton Avenue to Buchanan Street. The scope of work involves spot curb and walk reconstruction. The bid opening is expected October 20th and the completion date by contract is November 20th.

Gina Kostoff: Mario, will this complete the project for sidewalks and spot curb replacement around this area?
Mario Trevino: Yes it will.

John Suarez moved approval. Motion carried.

10. Approval of Construction Contract #7020-04, *Ley Road* between the City of Fort Wayne and Primco, Inc. in the amount of $83,703.84.

Ryan Chasey moved approval. Motion carried.

11. Approval of Construction Contract #1682-04, *Coating for Gas Spheres at the Water Pollution Control Plant* between the City of Fort Wayne and Odle, Inc. in the amount of $66,020.00.

John Suarez moved approval. Motion carried.

12. Approval of Construction Contract #1554-02, *4700 Block Stellhorn Road Sanitary Sewer* between the City of Fort Wayne and Crosby Excavating in the amount of $28,423.25.

Ryan Chasey moved approval. Motion carried.

13. Approval of Construction Contract #1703-2004, *Gretna Avenue Sanitary Sewer Extension* between the City of Fort Wayne and Scheidleman Excavating, Inc. in the amount of $52,659.08.

John Suarez moved approval. Motion carried.

14. Approval of Amendment #2 for Professional Services Agreement between the City of Fort Wayne and HNTB Corporation for *High Service Pump 2 and 9 Improvements*. Compensation for services performed shall be $75,000.00.

Mark Gensic: (diagram provided to Board members). This diagram is a depiction of what the final control screen looks like on our computers for our high service pumping that monitors our pressure and pumping 24 hours a day, seven days a week. We started this project three years ago and we are nearly finished. Last week you approved a change order for the construction contract. This week we are seeking your approval for an Engineering Agreement Amendment.

Because of the nature of this project and its complexity, I would like to take this opportunity to explain the level of complexity for this project. This is an electrical project, so we had pump motors, pump valves, pressure sensors, etc. that had to come together. What we did early on in this project was to put together a control strategy for these pumps (12-page Flow Chart Study provided). In the process of doing the electrical design and doing the computer controls, we had to partially renew our computer system and partially renew our controls to integrate them with an existing system. Any dead ends we ran into with this programming, or glitches from AEP in terms of spikes that were seen, we dealt with all of those problems. At this point, the project is nearly complete and we are seeking approval for the additional engineering time from HNTB.

I want to take just a moment to thank the filtration plant staff, the electricians who stayed with us on this project, the control and instrumentation specialist and also the operators who are using these control screens and the computer strategy on a day-to-day basis.

We did this project while maintaining 100% service to the water distribution system and while converting pump controls from the existing system to this partially upgraded high service pump. I am happy to say it's been extremely reliable.

John Suarez: Is this the last phase or last Amendment?
Mark Gensic: We will have a little more engineering cost for our staff internally as we field any final questions. The contractor is complete. We paid for the extra Ross valve and this is the last of the engineering from HNTB, the design consultant.
John Suarez: So, this brings the total to $275,000.
Mark Gensic: Yes, for them.

John Suarez moved approval. Motion carried.

15. Approval of Water Contract #2004-W-18, *Air Guard Base Entry Water Main Extension*, between the City of Fort Wayne and the Indiana Air National Guard in the amount of $43,546.92 to construct a water main system to serve Air Guard Base Entry Water Main Extension. The project is privately funded and located inside the City.

Michelle Kyrou: The proposed main extension is on the Air National Guard property located on the south side of Ferguson Road and west of Bluffton Road. The main extension was initiated

by the reconstruction of their base entry. The project is privately funded. There is a total of 1233 feet of 6-inch water main extending from two dead end points which will tie in and loop the system increasing their pressure.

Ryan Chasey moved approval. Motion carried.

16. Approval of Water Contract #2004-W-19, *Creekwood, Section V,* between the City of Fort Wayne and Creekwood Developers, LLC in the amount of $56,349.14 to construct a water main system to serve Creekwood, Section V. The project is privately funded and located inside the City.

Michelle Kyrou: This is the final section of Creekwood and is located on Keswick Lane south of Section I and between Sections III and IV. The project is privately funded. Section V is a 17-acre parcel that will serve 29 lots. There is a total of 1200 feet of 8-inch water main that will be extended to serve this project.

John Suarez moved approval. Motion carried.

17. Approval of Water Contract #2004-W-21, *Maysville Pointe* between the City of Fort Wayne and LM&A Enterprises, LLC in the amount of $38,747.27 to construct a water main system to serve Maysville Pointe. The project is privately funded and located outside the City.

Michelle Kyrou: There is a total of 50 acres for this development. It is located at the intersection of Maysville and Meyer Road, bordered on the north side by Chapel Ridge. At this time, only the north portion will be developed to serve eight commercial outlots. There is 1200 feet of 8-inch pipe to be extended for this project.

Ryan Chasey moved approval. Motion carried.

18. Approval of Change Order #1 & Final between the City of Fort Wayne and Primco, Inc. for Contract #6977-04, *Delaware Avenue* increasing the original contract price by $606.55. Including this Change Order the new contract price will be $21,779.55.

Mario Trevino: This final Change Order can be attributed to higher quantities in curb ramp construction, top soil, seed and mulch and bed coarse material. We used less backfill behind the curbs, so the result is a Change Order for $606.55.

John Suarez moved approval. Motion carried.

19. Approval of Change Order #1 & Final between the City of Fort Wayne and Wayne Asphalt for Contract #6989-04, *Resurfacing Package 2-2004* decreasing the original contract price by $41,258.56. Including this Change Order the new contract price will be $649,636.89.

Mario Trevino: This final Change Order is for the Resurfacing Package #2 that covers the Districts 1, 2 and 3. It identifies a trade off from the binder quantities No. 9 and surface No. 12 where we used both binder and surface No. 11 instead. Also, we used more material in some areas to capture the roadway water within the curb. We overestimated on the bitumous mix for patching and approach items and the surface-milling item. We had several new traffic marking items. We imposed the liquidated damage on those streets where the milling was reported to have gone beyond fourteen days, which is our INDOT spec. We applied liquidated damages for a couple of days past our completion date as well. The result is a Change Order for $41,258.56.

I would like to take this time to extend my thanks to Project Manager, Denny Root and Engineering Technician, Richard Kruchten who kept on the contractor to complete these projects. I think they did a great job.

Gina Kostoff: That's the kind of thing we like to see out of our project coordinators.

Ryan Chasey moved approval. Motion carried.

20. Approval of Change Order #1 & Final between the City of Fort Wayne and Primco, Inc. for Contract #6999-04, *Hensch Street Curbs* decreasing the original contract price by $2,598.31. Including this Change Order the new contract price will be $22,327.73.

Mario Trevino: This Final Change Order identifies lower quantities for residential and ally approach construction and removal. We did not have to go back as far on some of the drives, so we did not use as much material. We did not have to adjust any of the water service valves and we added a new item for a curb box drain. The result is a decrease in the Change Order for $2,598.31.

John Suarez moved approval. Motion carried.

21. Approval of Change Order #1 & Final between the City of Fort Wayne and Crosby Excavating for Contract #1586-03, *Philley Avenue Sanitary Sewer Petition Project* decreasing the original contract price by $6,040.75. Including this Change Order the new contract price will be $116,601.25.

Ron Sheppard: These are final quantity adjustments for this particular project. One of the things to note on this project is we did have the street department redo the chip and seal, so that's why we reduced the street restoration number by the amount we did. We used a little more mulch and seeding than originally expected, but we did measure it three times to make sure that was the correct quantity.

Ryan Chasey moved approval. Motion carried.

22. Approval of Change Order #1 between the City of Fort Wayne and Structural Preservation Systems, Inc. for Contract #91-91-22, *Civic Center Parking Garage – 2004 Restoration* increasing the original contract price by $66,316.90. Including this Change Order the new contract price will be $1,208,241.90.

Dan Brenner: During the course of their work, our contractor noted the age and condition of the existing waterproofing membrane on the first, second and third floor of the structure. He recommended putting another topcoat on this area. This was not part of our original proposal or plan, but we talked with our engineer and he concurred with the recommendation. Therefore, we are asking the Board to approve this Change Order.

Gina Kostoff: How many additional change orders do you anticipate coming from this project?
Dan Brenner: The only additional change order I anticipate would be coming back at the end of the project. In talking with our engineer, we are below budget on this project, so we anticipate reducing the budget amount by the like amount that we are asking for today.
Gina Kostoff: Just to clarify, currently we are under budget on this project. By the time we get the final change order, we should come in well under budget even including this increase.

John Suarez moved approval. Motion carried.

23. Approval of recommendation from Transportation Engineering Services to accept the work performed by All Star Construction for Construction Contract #6911-03, *Inwood Drive, Phase 1* as an integral part of the City's transportation system. Acceptance to be retroactive from February 4, 2004.

Ryan Chasey moved approval. Motion carried.

24. Approval of recommendation from Transportation Engineering Services to accept the work performed by API Construction for Construction Contract #6926-03, *Huguenard Road* as an integral part of the City's transportation system. Acceptance to be retroactive from December 12, 2003.

John Suarez: I have a question on this and also on the previous item. You are looking at about eight months being retroactive. What was the problem?

Mario Trevino: The problem was that the contractor did in fact have all their bonds and the completion affidavit, but the remaining function to bring it to the Board to accept was missing. What we are doing here today, and in view of them having all their required documentation, is to bring the retroactive process to when the project was completed.
John Suarez: As far as the two-year guarantee, does the retroactive date go back from that time?
Mario Tevino: Yes.

John Suarez moved approval. Motion carried.

25. Approval of recommendation from Transportation Engineering Services to accept the work performed by Primco, Inc. for Construction Contract #6936-03, *Pontiac Street and Wayne Trace* as an integral part of the City's transportation system. Acceptance to be retroactive from December 10, 2003.

Ryan Chasey moved approval. Motion carried.

26. Approval of recommendation from Transportation Engineering Services to accept the work performed by Widner Paving, Inc. for Construction Contract #6971-03, *Infrastructure from Flood 2003* as an integral part of the City's Transportation system.

John Suarez moved approval. Motion carried.

27. Approval of Agreement between the City of Fort Wayne and the Allen County Soil and Water Conservation District for river water sample collection at nine sites on the St. Mary's River. Compensation for services will be a not-to-exceed amount of $2,000.00.

Mary Jane Slaton: The Agreement before you allows City Utilities to pay the Soil and Water Conservation District for having one of their employees collect some river water samples for us on the St. Mary's River and have them analyzed by our Water Pollution Control Plant. We are doing this in partnership with IDEM (Indiana Department of Environmental Management). The IDEM is proposing a total maximum daily load limit on the St. Mary's which means there could be some effluent limits on point source discharges, like our stormwater pipes or our CSO's. We want to be sure IDEM has good information to use.

After we looked at IDEM's sampling plan for the St. Mary's, we thought it had some shortcomings. We thought with a small investment of time and money, we could give them additional information that might help protect us from potentially unreasonable limits on discharges. We decided we would work with the Soil and Water Conservation District because they have an employee that collects water samples for other water programs and have them collect additional samples that we could submit to IDEM.

John Suarez moved approval. Motion carried.

28. Approval of Grant Agreement between the City of Fort Wayne and The Cinema Center in which the City agrees to allocate $38,500.00 from At-Large CEDIT funds to be used by the Cinema Center as partial payment to purchase property located at the northeast corner of Barr Street and Clay Street.

Rick Orr: This Grant Agreement is to help the Cinema Center purchase some land that will eventually be used for a parking lot. It is located directly across the street from where they are housed. This is a partial because it is only a small part of the fundraising they are currently dealing with. I did put some additional protection in the Grant Agreement that they will pay us back in the event they are unable to raise the balance that they need.

Ryan Chasey: So this is part of the money they will be using to buy this property.
Rick Orr: Their total project budget is $338,000.00. They have already received some contributions, of course this helps, because the more contributions they can show helps facilitate collecting the rest of the funds. I think it will help beautify that corner and also anchors their presence where they are located.

Ryan Chasey moved approval. Motion carried.

29. Approval of Agreement between the City of Fort Wayne Board of Public Works and the Fort Wayne Redevelopment Commission for the transfer of $500,000.00 in utility funds to the Redevelopment Commission for utility improvements for Southtown Redevelopment.

Greg Meszaros: This Agreement governs the construction of the utility infrastructure at the Southtown Redevelopment site. It does three main things: 1) it establishes it as a public infrastructure to our standards and when completed will be turned over to utility for ownership and operations, and 2) it involves the contribution of $500,000.00 from our utility fund in support of the construction of the assets. In addition, it would require the Board of Works to adopt area connection fees and capital surcharge systems to recover that investment as time goes on, and 3) it exempts the anchor facilities, which would be the Menards store and Public Safety Academy, from those area connection fees and capital surcharges.

The idea is that these anchor stores need to be established in order to be a magnet for other areas to develop. We ended up recommending that we not apply any connection fee structures and capital surcharges to recover the investment to facilitate those to two anchor facilitites. We modeled this after significant other land development agreements that we do on private investment, this just happens to be with the Redevelopment Commission. I would be happy to answer any questions you may have.

Gina Kostoff: So with the area connection fees anticipated by the other retail entities, or other kinds of organizations that may develop at Southtown, do we anticipate recovering at least a portion of the $500,000?

Greg Meszaros: We hope to get it all back over time. Area connection fees are usually paid up front. Capital surcharges are fees that you pay for the capital infrastructure on your monthly bill. You still pay your regular water and sewer fees, but the capital surcharges you pay each month and area connection fees are for the capital investment to get the infrastructure there, your monthly operating charges are for us to treat the water and sewage. So yes Gina, we would anticipate capturing a significant portion, if not all, over time. It may take us several years, or 10-15 years to get the total investment back. It is in the utility's interest to see this area develop and to see us not have to extend the infrastructure farther and farther out into our systems. We feel it is an approved investment and ultimately the community will prosper from this area of redevelopment.

Gina Kostoff: This is a great partnership with the whole redevelopment of Southtown. I am glad to see the utility taking a great leap forward in doing this it will really aid that redevelopment out there.

John Suarez: Greg, you mentioned the Police and Fire Training Academy. Is it still in the plans to be built out there?

Greg Meszaros: I believe that is still the vision of the site to include a major public facility for police and fire training. John, I am not familiar with the specifics of it all. I think they changed some of the configuration. At one time, they were going to salvage some of the Sears building, but determined it to be unsalvageable.

John Suarez moved approval. Motion carried.

30. Approval of Joint Funding Agreement between the City of Fort Wayne and U. S. Geological Survey for annual maintenance to operate the gauging stations at Cedar Creek near Cedarville, in addition to the St. Joseph and Maumee Rivers at Fort Wayne. Compensation for services performed shall be $13,280.00.

Kathy Robb: I would like to apologize for the cell phone interruption earlier.

We piggyback on nine of their gauges for our early flood warning system. This is very important in giving information to the National Weather Service for public flood warnings and also, important for us when we get into a flood fighting situation on any of our three rivers and a couple of our creeks.

I would like to take this opportunity to thank Data Chief of the U.S. Geological Survey Office in Indianapolis, Scott Morelock and his Field Technician, Brad Reinking. These two individuals go above and beyond what is in our maintenance contract and they do cost share with the City of Fort Wayne, so I recommend approving this Agreement.

Ryan Chasey moved approval. Motion carried.

31. Approval of Release and Hold Harmless Agreement between the City of Fort Wayne and R. James Zehr, Thomas P. Dykstra and Thomas A. Houck to archery hunt 59 acres east of Northpoint Woods, south of 469 along the river in Old Robinson Park.

Dan Brenner: Recently, we received a phone call requesting permission for these individuals to bow hunt deer on this property. The area is part of an urban deer hunting zone sanctioned by the State of Indiana to help control the number of deer and keep them off the 469 Bypass. We asked the individuals to enter into a Hold Harmless Agreement related to that hunting. We are here today before the Board to recommend approval of this Agreement.

John Suarez moved approval. Motion carried.

32. Approval of Escrow Agreement between the City of Fort Wayne and All Star Construction for Resolution #601-2004, *North McMillen Park Area Storm Sewer Project.*

Ryan Chasey moved approval. Motion carried.

33. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $36,296.85.

John Suarez moved approval. Motion carried.

34. Approval of Barrett Law Claims in the amount of $96,273.93 for the week of October 6, 2004.

Ryan Chasey moved approval. Motion carried.

35. Approval of General Accounting Claims in the amount of $2,407,738.32 for the week of October 6, 2004.

John Suarez moved approval. Motion carried.

36. Old Business: This Item is untabled from the March 24, 2004 Board of Works meeting.

Approval of recommendation from Engineering Support Services to accept the work performed by Fleming Excavating for Construction Contract #1518-03, *Union Chapel Phase II,* as an integral part of the City's water distribution system.

Ron Sheppard: We went back to review our records and could not find where the Board had accepted this project. We originally had sent this to the Board on March 24, 2004. In reviewing, we could not find the reason why this item was tabled. We have completed the NOME (Notice of Water Main Extension) for this project and would like the Board to accept this project.

Ryan Chasey moved approval. Motion carried.

37. New Business:

Meeting adjourned at 9:42 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
OCTOBER 6, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:45 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth.
Kristine Degabriele – Law Department. Roger Warner – Development Services.
Ron Sheppard – Engineering Support Services.

1. Approval of Board of Stormwater Management Minutes for the week of September 22, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Storm Sewer Contract #2004-ST-13, *Creekwood Section V*, between the City of Fort Wayne and Creekwood Developers, LLC to construct a local storm drainage system to serve Creekwood Section V.

   Roger Warner: This is the last section of the Creekwood development. It is located southwest of Lahmeyer and St. Joe Center Road. The earlier sections addressed existing drainage problems in the Maplewood Park area. The City participated with the County and a line was redirected which took the drainage east to Lahmeyer and then south to the Bullerman Ditch. This section of Creekwood will finish the project.

   Greg Meszaros: I remember the investment we made, has it improved the drainage?
   Roger Warner: I don't think we have had any complaints, so I believe it was very successful.

   John Suarez moved approval. Motion carried.

3. Approval of Storm Sewer Contract #2004-ST-14, *Kensington Downs East Section V,* between the City of Fort Wayne and Chestnut Group, Inc. to construct a local storm drainage system to serve Kensington Downs East Section V.

   Roger Warner: This project is the last section of Kensington Downs East. This has been a tough project, because typically with the earlier sections you address all the major issues. However, this section is in a very low-lying wooded area. Their storm drainage was unable to flow into their detention basin and they relied on the Landin Park development, just east of them. This developer will be installing 700 lineal feet of 24-inch pipe through Landin Park. They will be installing 1000 feet of ditch into a proposed Landin Park detention basin, which is located in the City of New Haven, so the City of New Haven's Engineering, the County Surveyor's Office and Fort Wayne have all worked together on this project. Hopefully, it has been successful.

   Greg Meszaros: Roger, I know it took a lot of effort on this project. I received a few phone calls and know how hard you worked at this.
   Roger Warner: Additionally, the developer is installing 940 foot of pipe for us between Kensington Downs East and the Shannon side, which had been an ongoing standing water problem in the past.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned at 9:50 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
OCTOBER 13, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Chuck Bailey - Contract Compliance. John Perlich – Public Information Officer. Mark Gensic, Pat Callahan, Nathan Baggett, Keith Hood - Planning and Design Services. Mario Trevino – Transportation Engineering Services. Ron Sheppard – Engineering Support Services. Kristine DeGabriele – Law Department. Nancy Townsend – Development Services. Michelle Nelson – Public Works Administration. Len Poehler – Utility Administration. Greg Meszaros, Mary Jane Slaton – Public Works & Utilities. Justin Brugger – Neighborhood Specialist. Reverend Michael Latham – NAACP.

1. Approval of Board of Public Works Minutes from the week of October 6, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #601-04, *North McMillen Park Area Storm Sewer Project, Phase C.*

BIDDER	BID AMOUNT
All Star Construction	1,774,043.20
Fleming Excavating	2,238,377.85
Geiger Developing	**1,585,029.00**
Land Construction Corp	1,778,214.60
Engineer's Estimate	**1,689,068.50**

3. RECEIVE BIDS: Improvement Resolution #1665-04, *General CIPP 2004 Package 2.*

BIDDER	BID AMOUNT
American Water Services	814,543.00
Insituform	**586,975.40**
Kokosing Construction Co.	690,634.50
Michels Pipeline Construction	656,796.00
Miller Pipeline	796,871.00
Reynolds Inliner	598,028.85
Engineer's Estimate	**732,000.00**

4. AWARD: Resolution #87-43-15(11), *Sewer Inspection and Cleaning Service* to Drier and Maller in the amount of $67,369.85. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

5. AWARD: Resolution #1659-2004, *Plant 3 North Sludge Pump Station* to Maddox Industrial in the amount of $218,500.00. Contract Compliance concurs with this award.

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John Suarez moved approval. Motion carried.

6. AWARD: Resolution #7016-04, *Miscellaneous Construction Package 3D-04* to Key Concrete in the amount of $6,850.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

7. AWARD: Resolution #7025-04, *Miscellaneous Construction Package 5A-04* to Key Concrete in the amount of $27,055.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

8. AWARD: Resolution #1711-2004, *12636 Indianapolis Road Sanitary Sewer Tap Installation* to Earth Construction Inc. in the amount of $14,742.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

9. Approval of Resolution #91-279-9, confirming the area connection fees to be paid by properties in the North Woodland Heights subdivision and directs City Utilities to provide a method whereby the property owners can finance those fees over three years.

Mary Jane Slaton: A few weeks ago you heard a presentation from Teresa Deventer, representative for property owners in the North Woodland Heights neighborhood. City Utilities is working with the Allen County Regional Water and Sewer District on a septic tank relief project in that neighborhood. The property owners were seeking some consideration by the Board for the payment of their area connection fees. They were looking for some payment options. After some internal discussions, we are presenting a Resolution this morning that would allow for financing for those property owners, if they desire. The area connection fees over a period of three years at 5% interest with annual payments would be $403.32. We have discussed having their payments due in February of every month. Their first payment would not be due until February 2005, assuming that they connect to the sewer some time between now and that time.

Gina Kostoff: I spoke with Ms. Deventer yesterday and explained the Resolution before the Board. She wanted to express her thanks to the Board for taking their concerns under consideration. She seemed very pleased with the option that was provided. I did explain that it would be a choice of either a payment option or an upfront payment, but there would be no in between. It appears the neighborhood is in support of this Resolution.

Ryan Chasey: I would like to commend you, Mary Jane and your department for working this out. It is a good compromise for the City and also for the residents in that area. It's that kind of creative thinking we need to have.

Mary Jane Slaton: We appreciate your thoughts and input as well. It is a good situation and it is providing septic tank relief for 37 homes.

Ryan Chasey moved approval. Motion carried.

10. Approval of Resolution #91-279-10, further amending Resolution #90-402-39 awarding the damages sustained and assessing the benefits accrued to certain real and personal property and confirming Resolution #89-183-6 and Resolution #91-250-9 of the Board of Public Works appropriating and condemning real and personal property to reschedule the Remonstrance Hearing.

Ted Nitza: This proposed Resolution is the latest step in the condemnation process of acquiring the northern drinking water and sanitary sewer assets of Aqua Source, now known as Aqua Indiana. The Board may recall that on September 8th, the decision of the Allen County Circuit Court confirmed the process that Fort Wayne was using to pursue these assets. Then, on September 22, this Board approved a Resolution ordering an update to the appraisals that were completed back in December 2003. A Remonstrance Hearing was scheduled to give Aqua Indiana an opportunity to comment on those appraisals.

Shortly thereafter, Aqua Indiana submitted a Notice of Appeal of the Circuit Court decision and also, requested a stay or full stop of the condemnation process. The Circuit Court took this under advisement, accepted testimony from both parties on October 4, 2004 and then issued a decision the next day denying the stay. Even with this most recent favorable ruling, it is necessary to delay the Remonstrance Hearing for two weeks in order to allow the updated appraisals to come in and be recognized by the Board, and then allow Aqua Indiana enough time to consider those and prepare for the Remonstrance Hearing.

This proposed Resolution before you will do three things: 1) cancel the scheduled October 20th Remonstrance Hearing, 2) reschedule the hearing for November 3rd, and 3) require appropriate notice to Aqua Indiana of these proceedings. I do recommend approval and can address any questions the Board may have.

John Suarez moved approval. Motion carried.

11. Approval of Construction Contract #7021-04, *IIT – Current Mechanical Improvement, Phase* 1 between the City of Fort Wayne and Garcia Concrete in the amount of $99,789.00.

Ryan Chasey moved approval. Motion carried.

12. Approval of Construction Contract #7016-04, *Miscellaneous Construction Package 3D-04*, between the City of Fort Wayne and Key Concrete in the amount of $6,850.00.

John Suarez moved approval. Motion carried.

13. Approval of Construction Contract #7024-04, *Public Sidewalk Curb Ramp Package 6-2003*, between the City of Fort Wayne and Key Concrete in the amount of $201,955.00. Prior Approval was requested.

Ryan Chasey moved approval. Motion carried.

14. Approval of Construction Contract #7025-04, *Miscellaneous Construction Package 5A-04*, between the City of Fort Wayne and Key Concrete in the amount of $27,055.00.

John Suarez moved approval. Motion carried.

15. Approval of Sanitary Sewer Contract #2004-S-32, *Foxwood Section I,* between the City of Fort Wayne and Somerset Land Development, LLC to construct a local sanitary sewer system to serve Foxwood Section I. The project is privately funded, located outside the City, and is in a green zone. This contract contains provisions for Waiver of Remonstrance against annexation. A letter of conceptual approval has been granted.

Nancy Townsend: The Foxwood Section I community is located on the northeast part of town, east of Wheelock and south of Flutter Road. This contract represents additions or subdivisions of the Foxwood Communities. It includes 30 acres and contains 72 single-family residential lots. The sewer contract will include the installation of approximately 3800 lineal feet of 8-inch sewer and 17 manholes to serve the 72 lots. It is privately funded.

John Suarez moved approval. Motion carried.

16. Approval of Professional Service Agreement between the City of Fort Wayne and GRW Engineers, Inc. for Resolution #1520-2003, *Third Street Lift Station Improvements*. Compensation for services performed shall be $8,111.00.

Nathan Baggett: This Professional Service Agreement is intended to expedite the progress of the Third Street Lift Station project. The scope of the project includes removing pump and motor number two and replacing it with a brand new pump and motor. The second part of the project involves the pump and motor being pulled and sent out for repair. It will be diagnosed after which we will decide whether to repair it and put in back in service or dispose of it. This agreement will permit GRW to request qualifications from pump and motor shops, select one for repair and then deliver a report to the City with their recommendations.

Ryan Chasey moved approval. Motion carried.

17. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #6998-04, *Miscellaneous Construction Package 6B*-04 decreasing the original contract price by $1,973.24. Including this Change Order the new contract price will be $42,557.16.

Mario Trevino: This Miscellaneous Construction Package 6B-04 is located in the 6th District. This final Change Order involves less residential drive approach and sidewalk quantity, but we used more concrete pavement quantity to eliminate a drainage problem. The result is a decrease Change Order for $1,973.24.

John Suarez moved approval. Motion carried.

18. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Contract #7013-04, *Public Sidewalk Curb Ramp Package 5-2004* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the work performed by Robbco, Inc. for Resolution #04-02, *Restoration of Water Maintenance Utility Cuts* as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

20. Approval of recommendation from Engineering Support Services to accept the work performed by Environmental Pipeliners Company, Inc. for Resolution #1640-2003, *General Cured in Place 2003, Package #2* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

21. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating Inc. for Resolution #2004-W-06, *Hidden Pointe Section I & Off Site* as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

22. Approval of Full Release of Escrow received from Miller Pipeline Corporation for Construction Contract #1530-03, *Waynedale Water Main Replacement* in the amount of $59,188.47.

Ryan Chasey moved approval. Motion carried.

23. Approval of Request from the NAACP, Allen County Branch #3049 to have a portion of South Hanna Street, between Wallace and Oxford, to be designated *"Rev. James W. Bledsoe Memorial Way"* in honor of Rev. James W. Bledsoe.

Pastor Michael Latham, President of NAACP: The Fort Wayne Minister Alliance, a group that Dr. Bledsoe was President for twenty-two years, and also the Concerned Minister Fellowship that he was a member of and NAACP have requested to honor him by simply naming a portion of Hanna Street, "Rev. James W. Bledsoe Memorial Way". He pastored in this town for forty-two years. Back in the early 60's when there were no African American citizens even as bank tellers, Dr. Bledsoe fought that battle and made it come to reality. Also, when they snatched kids out of schools because of different issues, his church was one of the sites that African American kids went to for schooling. We want to remember him in a special way and we think it is good for young African Americans, as they walk down Hanna Street, to always remember who he was.

Gina Kostoff: Is Reverend Bledsoe's church along Hanna Street?
Pastor Michael Latham: Yes, it is on Hanna Street.

Gina Kostoff: Thank you, Pastor.
Gina Kostoff: Mr. Bacon could you please step forward, I have a couple of questions.
Gina Kostoff: How many signs approximately are we anticipating for this memorial parkway?
Richard Bacon; Engineering: There should be approximately eight signs.
Gina Kostoff: Will they be located at major intersections along Hanna?
Richard Bacon: Yes, there will be four major intersections between Oxford and Wallace.
Gina Kostoff: How quickly do you anticipate getting those signs installed?
Richard Bacon: Weather permitting, probably a month.

John Suarez moved approval. Motion carried.

24. Approval of Write-offs from General Accounting for delinquent accounts in the amount of $7,101.41.

Ryan Chasey moved approval. Motion carried.

24. Approval of Barrett Law Claims in the amount of $63,496.17 for the week of October 13, 2004.

John Suarez moved approval. Motion carried.

26. Approval of General Accounting Claims in the amount of $8,728,875.23 for the week of October 13, 2004.

Ryan Chasey moved approval. Motion carried.

27. Old Business:

28. New Business:

Meeting adjourned at 9:30 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

000312

BOARD OF STORMWATER MANAGEMENT MINUTES
OCTOBER 13, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:35 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth.
Ron Sheppard – Engineering Support Services. Nancy Townsend – Development Services.
John Perlich – Public Information Officer. Mark Gensic – Planning and Design Services.
Kristine Degabriele – Law Department. Justin Brugger – Neighborhood Specialist.

1. Approval of Board of Stormwater Management Minutes for the week of October 6, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Change Order #1 & Final between the City of Fort Wayne and Fleming Excavating, Inc. for Resolution #1569-2003, *Westlane Road Drainage Improvements* decreasing the original contract price by $4,194.66. Including this Change Order the new contract price will be $98,633.00.

   Ron Sheppard: These are final quantity adjustments for this particular project. We did not have to use any of the work allowance on this project. We did have a number of minor increases and decreases. We replaced some ADA ramps that were not sized correctly and added a little bit more asphalt driveways than originally planned. Other than the few quantity adjustments, the project went well.

   Greg Meszaros: Ron, I see the next item is the acceptance of the project. Are things all completed on this project? Has it been a successful project?
   Ron Sheppard: Yes. We added one large major inlet because this area predominantly had backyard flooding. Obviously, we haven't had a lot of rain here in the last two months, but when we did have rains in July it did take care of the rainfall we did have. It did come up rather quickly in their backyards, but it went away much faster in about an hour, whereas before it would take days and weeks.

   John Suarez moved approval. Motion carried.

   John Suarez: Should I read the acceptance as well?
   Greg Meszaros: Sure, why don't we go ahead and take the acceptance too.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Fleming Excavating, Inc., for Resolution #1569-2003, *Westlane Road Drainage Improvements*, as an integral part of the City's stormwater system.

   John Suarez moved approval. Motion carried.

4. Approval of recommendation from Engineering Support Services to accept the work performed by Bercot, Inc. for Resolution #673-2002, *Ventura-Farwood East Stormwater System Improvements,* as an integral part of the City's stormwater system.

   Greg Meszaros: Ron, I would ask the same question here. Did this project work out well?
   Ron Sheppard: Yes it did. There were a number of changes that Mr. Smith worked out with Bercot and the project came it well.

   Gina Kostoff moved approval. Motion carried.

5. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating Inc. for Resolution #2003-ST-17, *Stone Creek Commercial Storm Outlet*, as an integral part of the City's stormwater system.

   John Suarez moved approval. Motion carried.

6. Approval of Full Release of Escrow from Fleming Excavating, Inc. for Resolution #1569-2003, *Westlane Road Drainage Improvements.*

   Gina Kostoff moved approval. Motion carried.

7. Old Business.

8. New Business.

Meeting adjourned at 9:40 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
OCTOBER 20, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:35 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth.
Ron Sheppard – Engineering Support Services. Nancy Townsend – Development Services.
Mark Gensic – Planning and Design Services. Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of October 13, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Storm Sewer Contract #2004-ST-16, *Sandy Pointe Estates Section II*, between the City of Fort Wayne and Reinig Development Company, LLC to construct a local storm drainage system to serve Sandy Pointe Estates Section II.

   Nancy Townsend: I apologize for not having a map, but it was taken out the door a little bit earlier. Sandy Pointe is located on the north side of Fort Wayne, along Auburn Road just south of Dupont Road. Section II is an 18-lot single-family residential subdivision. The public storm sewer system will include the installation of approximately 740 lineal feet of 12 to 18-inch diameter storm sewer in this addition. I do want to point out, in this particular case, in the contract there are no inspection fees being charged for this project. Sandy Pointe is also a County regulated subdivision and under review of the surveyor's office as well. They will be performing inspection services for the same project, so we felt we would be able to use the inspection notes, etc. required to make sure this system was installed correctly. We didn't think it was appropriate for the developer to pay inspection fees to both the City and the County.

   I do want to point out that the contract does include accepting this project as part of City's stormwater system upon completion, even though it is within a County regulated subdivision. The storm sewers are located within City streets recently annexed. The developer did request a release by the Drainage Board to be a County regulated subdivision and it was denied. In essence, both entities the Drainage Board and the Board of Stormwater Management will be accepting this public system as part of their system.

   In talking with our Legal Department, they felt there is nothing preventing this from happening, but we thought it was very important that we have ownership because it is in the City's right-of-way and draining our public streets.

   Greg Meszaros: Nancy, I am not entirely tracking here. Who owns the new sewers that will be constructed? Who will operate and repair the new storm sewers of this project?
   Nancy Townsend: City Utilities.
   Greg Meszaros: When you say it is being accepted into the County system, I am not sure if I understand.
   Nancy Townsend: Unfortunately, I am not really able to articulate a response to that because they are not able to provide a response to that as well. I don't know what it means for them. What it means for us is that we own it, maintain it and repair it to ensure proper drainage of our public

right-of-way in the addition. What it means to the County Surveyor's office in terms of being County regulated, I have been waiting for an explanation.

Greg Meszaros: I would move to table this item. I would like to understand the transaction a little bit better before the Board would approve or deny this stormwater development.

Gina Kostoff moved to table this item. Motion carried to table.

3. Old Business.

4. New Business.

Meeting adjourned at 9:38 a.m.

absent
Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
OCTOBER 27, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Chuck Bailey - Contract Compliance. John Perlich – Public Information Officer. Mark Gensic, Doug Fasick, Nathan Baggett, Matthew Schipper - Planning and Design Services. Ron Sheppard – Engineering Support Services. Dan Brenner – Property Management. Kristine DeGabriele, Paul Keaton – Law Department. David Ross – City Engineering. Nancy Townsend – Development Services. Mike Fruchey – Street Project Management. Jim Riemke – Street Light Engineering. Mary Jane Slaton – Water Resources. Molly McCray – City Clerk. Greg Meszaros – Absent.

1. Approval of Board of Public Works Minutes from the week of October 20, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #91-258-6, *Fleet Management Vehicle Wash Bay*

BIDDER	BID AMOUNT	ALTERNATE A-1 Painting	ALTERNATE A-2 Painting	ALTERNATE A-4 Deduct Foundation
Michael Kinder & Sons	167,947.00	2,500.00	3,500.00	-5,000.00
Strebig Construction	**129,640.00**	**2,465.00**	**4,495.00**	**-5,722.00**
Engineer's Estimate	98,000.00	5,000.00	5,000.00	-10,000.00

3. RECEIVE BIDS: Improvement Resolution #294-04, *CANI/FWUL/Allen County Library*

BIDDER	BID AMOUNT
Lights & Signals	**27,661.00**
Robert Henry Corp.	31,062.00
Engineer's Estimate	33,707.00

4. Improvement Resolution #1520-2003, *Third Street Lift Station Pump Repair.*

   Nathan Baggett: The Third Street Lift Station is located at the corner of Calhoun and Third Street, along the St. Mary's River. This lift station is used to fight floods and is used to alleviate surcharging conditions in the sewers during heavy rain events and melts. The station is over forty years old and is still operating with its original pumps and motors. During a pump down test this past Spring, we found that pump motor assembly two was not performing adequately and at a fraction of its capacity. To resolve this situation, we want to replace the pump and motor assembly with a brand new pump and motor. The old pump and motor will be removed and taken to a diagnostic repair shop where it will be determined whether we want to replace it or rehabilitate it. This project is expected to take ten to twelve months due to a long lead-time

on the pump and motor. This project has been in the works for a long time and has been budgeted for in capital improvement.

Ryan Chasey moved approval. Motion carried.

5. AWARD: Fire Station #18 to be located at the southeast corner of Homestead and Liberty Mills Road to Fetters Construction in the amount of $1,615,000.00. Contract Compliance concurs with this award.

Ryan Chasey: Gina, I have a question on the next two items.
Gina Kostoff: Dan (Brenner), will you please step forward.
Ryan Chasey: Dan, have you met with both of these vendors to explain the unique situation we are faced with in terms of a timetable?
Dan Brenner: Yes, we met previously with them to discuss the expectations and timelines. They are both aware of what we are trying to accomplish in those timelines They have advised us that they can do these projects within the timeframes that we have asked for.
Ryan Chasey: Okay, that's good. I think we may want to keep an eye on this and get updates from you periodically on how this is moving along.

John Suarez: I would like to ask Chuck (Bailey) if Contract Compliance concurs with this award. Have you looked over the sub-contractors list that they have right now?
Chuck Bailey: Yes, they provided a list.
John Suarez: I ask this because we had problems on some of the other fire stations.
Gina Kostoff: Just for further clarification, I met with Dan and both of these contractors and expressed the Board's opinion and concerns with these projects. The sub list for one of the contractors submitted was in anticipation of getting both fire stations, so both will need to go back to the Board and look at the list. We were planning on pre-conferences relatively quickly, so by next week we should have all those issues worked out.
Dan Brenner: We did discuss the EBE goals with them as well.
John Suarez: Are we going to have the rest of the information available next week?
Gina Kostoff: This before the Board is just to award the bid. I anticipate getting the contracts in next week to accept. We should have all their bonding in, as well as, their insurance information.

John Suarez moved approval. Motion carried.

6. AWARD: Fire Station #19 to be located at the northeast corner of Scott and Covington Roads to Robert E. Crosby in the amount of $1,477,000.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

7. AWARD: Resolution #1704-2004, *Irene Byron Flow Metering* to Land Construction in the amount of $25,815.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

8. Approval of Resolution #91-295-8 to establish the payment methods for Barrett Law Assessments.

Gina Kostoff: I will go ahead and give the Board a brief history on this Resolution. We are adopting the option for people who have used Barrett Law to be able to make payments by telephone or online (internet). We are anticipating using a debit system immediately, as well as a web-based system and credit card payments available. Within the next few months we will have the option for people to receive paper billing or E-billing. Also, we have made a concession for insufficient funds. We will charge an NSF fee if we pull a payment and there is

no money in the account. All of this has been done to make the process for the resident a little bit easier.
Ryan Chasey: It sounds pretty innovating. Have other cities been doing this or are we on the cutting edge?
Gina Kostoff: There are a few other communities in Indiana who offer this type of arrangement. This may be the first time we offer it for Barrett. I believe Indianapolis has some options available, but this will be pretty comprehensive. I would like to commend Marj Enders for doing a lot of great work in getting this up and running.
John Suarez: Is there a set fee for the non-sufficient funds?
Gina Kostoff: I believe there will be a set fee. We are working with Star Bank, but we haven't received the final paperwork to review what the fees will be. We will be bringing the information back to the Board for discussion and approval.

Ryan Chasey moved approval. Motion carried.

9. Approval of Resolution #91-295-9 to reschedule the Remonstrance Hearing for the North System of AquaSource. The Remonstrance Hearing is scheduled for December 1, 2004.

Ted Nitza: On October 13th the Board set the Remonstrance Hearing date for November 3rd for Aqua Source to present evidence related to the value of the north system assets that the City is currently in condemnation process with. Since that time, Aqua Source has requested to meet and discuss the possibility of settling this issue outside of the condemnation process. This is welcome news for the City and the City's staff who wish to accommodate that request. This proposed resolution will cancel the November 3rd Remonstrance Hearing and reschedule for December 1st. Also, it will require notice to Aqua Source of this change in scheduling. I do recommend approval and will address any comments or questions the Board may have.

John Suarez moved approval. Motion carried.

10. Approval of Resolution #91-295-10 to move forward on selecting design consultants for various projects to be funded by the new Water Bond. It is estimated that design/engineering service agreements for each project will be over $100,000.00. Council Approval has been requested.

Mark Gensic: This request is to move forward with the process of selecting engineering firms to design three major projects for our Water Utility, 1) at the St. Joe Dam and Electrical building, 2) at the Filtration Plant on the north pump building, and 3) an electrical building at the Filtration Plant.

We have done a lot of planning and this is the continuing story of these major improvements in the reliability area for our Water Utility. The Board recently approved a Water Bond that is currently in front of the Indiana Regulatory Commission. The preliminary hearing will be in December and we believe that the Commission will allow us to borrow money for these projects. There is no rate increase associated with this and the reason for borrowing is to move forward with these important liability projects. We are seeking the Board's approval, as well as City Council for the hiring of the engineering design firms. When we go to the City Council we intend to discuss the scope of the projects and also the selection process. If necessary, asking members of this Board or City Council to participate in the selection process.

Gina Kostoff: Mark, will you talk a little bit about the selection process that you intend to go through.
Mark Gensic: We will send out a request for qualifications to various engineering firms that we know have the capacity and expertise in doing this kind of project, probably five or six different firms. Also, they will have some kind of a proven track record that they can perform. We cannot afford to take a risk on an engineering firm that is too small or if it would be their first time in doing this type of work. They will send in their qualifications through a review committee that will be made up of utility engineers. We will narrow it down to two or three

firms and then interview them. From that basis we will select one of them. We will review their scope, their hours, hourly rates and review their fees to make sure they are reasonable and fair. If not, we will move to the second best firm and so on. First and foremost, we must pick a firm that can get the job done and perform well. In our experience over the past years, we just can't pick the person that turns in the lowest price, because you can pay for it in construction and spend a great deal of money correcting problems that should have been dealt with in the design. This is what quality based selection is all about.

Ryan Chasey moved approval. Motion carried.

11. Approval of Construction Contract #7023-04, *Humphrey Street* between the City of Fort Wayne and Hipskind Concrete in the amount of $109,221.04.

John Suarez moved approval. Motion carried.

12. Approval of Construction Contract #7010-04, *Flood Emergency Access Road* between the City of Fort Wayne and API Construction Corp. in the amount of $25,180.00.

Ryan Chasey moved approval. Motion carried.

13. Approval of Construction Contract #7026-04, *CANI/FWUL/Library Infrastructure Improvement, Phase II* between the City of Fort Wayne and Hipskind Concrete in the amount of $13,942.00.

John Suarez moved approval. Motion carried.

14. Approval of Construction Contract #1659-2004, *Plant 3 North Sludge Pump Station* between the City of Fort Wayne and Maddox Industrial in the amount of $218,500.00.

John Suarez moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and Votaw Electric for *Electrical Grounding Test, Phase I*. Compensation for services performed shall be $15,000.00.

Doug Fasick: This agreement before you is for the testing of the grounding system at the Three Rivers Filtration Plant. There has been an increase in the use of electronic equipment that runs the processes at the plant and also relies quite heavily on the grounding system, which is part of the technology changes that we see in electronics. Therefore, the proper grounding of the electrical system has become very important. The Three Rivers Filtration Plant has selected Votaw Electric to perform this inspection and testing because they have the unique qualifications and testing equipment. The testing will be done on the existing grounding system at the plant. It will include inspection and testing of the grounding system and then make sure it conforms to the existing electronic standards out there.

Ryan Chasey: I have a question. Is Votaw Electric the only firm that is qualified to do this work, or were there others?
Doug Fasick: There are others qualified to do this work. Votaw has the Liebert system, which is the most up-to-date system to do this testing and have agreed to do it. Also, they have worked with the plant before and the plant is comfortable with using them.
Ryan Chasey: I assume financially its responsible in that line too.
Gina Kostoff: Doug, so this is more of a preventative maintenance project?
Doug Fasick: Yes, this is both a preventive and predictive maintenance program especially with all the electrical upgrades going on at the plant.

Ryan Chasey moved approval. Motion carried.

16. Approval of Professional Services Agreement between the City of Fort Wayne and Dennis Kim & Associates for the *Modification to Centrifuge/Garage Buildings*. Compensation for services performed shall be $4,500.00.

Matthew Schipper: (provides pictures of the Centrifuge and Garage buildings). The Centrifuge bowls separate water out of the sludge by axial spinning motion. This project is to improve heavy equipment safety. For preventive maintenance the bowls need to be removed from the building, which is currently a difficult operation. What we plan to do is install a rollup garage door on the Centrifuge building that will allow a mobile crane to come in and out with the bowls. Also, we plan to install a wider service door at the vehicle storage garage. This structural, electrical and mechanical design is in the budget for 2004 and the structure is planned for the spring/summer of 2005.

John Suarez moved approval. Motion carried.

17. Approval of Water Contract #2004-W-13, *Communities of Foxwood Drinking Water Facilities*, between the City of Fort Wayne and JLZ, LLC for the construction and transfer of drinking water facilities in the amount of $390,000.00. Council approval has been requested.

Ted Nitza: This proposed contract for your consideration involves a growing area near the northeast portion of the City. The project is located near the intersection of Wheelock and Rothman Roads. It proposed contract allows the construction of the Communities of Foxwood base drinking water facilities and establishes a reimbursement agreement between the City and the investor.

The initial investment includes a maximum of $390,000.00 in water piping and will be reimbursed by the City over an approximate 8 to 10 year term using the added revenues from the new customers in that area. The Communities of Foxwood could reach more than 750 new utility customers and several hundred more including private homeowners that could take advantage of these facilities over the long term.

This type of contractual relationship has been successfully utilized in the past, most recently with the Newhouse area along Thomas Road. Also, the Northbrook Villas project along Dupont Road included City reimbursements similar to what is proposed in this current contract for your consideration. The relationship ties the City's reimbursement, a reimbursement to the realized new customers in the area, water availability fees paid initially like a down payment by the homeowners and a portion of the monthly revenues from these new customers will be routed back to the investor until the debt is retired, a concept of development paying for development is preserved by this relationship. I recommend approval of this contract and can address any comments or concerns the Board may have.

Ryan Chasey moved approval. Motion carried.

18. Approval of Sanitary Sewer Contract #2004-S-34, *Maysville Pointe Sanitary* between the City of Fort Wayne and LM&A Enterprises, LLC and Grimmer Family Real Estate Ventures, LLC for the construction of a local sanitary sewer system to serve Maysville Pointe in the amount of $24,506.69. The project is privately funded, located outside the City and is in a green zone.

Nancy Townsend: Maysville Pointe is located in the northeast part of town, near the intersection of Maysville and Meyer Roads. It is within the northeast Phase V annexation area, so it will become part of the City. This is a commercial development that will include six outlots that will feature restaurants and other commercial stores. It involves the installation of approximately 736 lineal feet of 8-inch sanitary sewer and it sits on 50 acres. We do have capacity available to serve this site.

John Suarez moved approval. Motion carried.

19. Approval of Final Change Order between the City of Fort Wayne and Bunn Inc., for Contract #584-98, Work Order #74398, *Bob Arnold/Northside Park Area Storm Sewers A2* increasing the original contract price by $22,978.80. Including this Change Order the new contract price will be $1,017,913.40.

Ron Sheppard: These are final quantity adjustments for this particular project. The largest single adjustment that we had on this project was on Lynn Avenue. When we went to install the water main, along with the storm sewer, there wasn't going to be anything left to the original street, so we decided to rebuild the entire street. The largest part of this Change Order was for the rebuild of the street $29,000.00, without that, we would have been under. In all fairness to the residents, we felt it was best to totally reconstruct the street.

Gina Kostoff: Were the residents satisfied with the resolution of the issue?
Ron Sheppard: Yes, they were and we found that there were other residents that would have liked us to reconstruct their street, but we did not destroy both sides of the street as on Lynn Avenue.

Ryan Chasey moved approval. Motion carried.

20. Approval of Change Order #1 & Final between the City of Fort Wayne and Crosby Excavating for Contract #1554-2002, Work Order #74760, *4700 Block of Stellhorn Road Sanitary Sewer Petition* decreasing the original contract price by $500.00. Including this Change Order the new contract price will be $27,923.25.

Ron Sheppard: This adjustment is for not using the work allowance on this project. This was a small project, only three houses.

John Suarez moved approval. Motion carried.

21. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors for Contract #2004-S-10, *Villas of Northbrook Section II* as an integral part of the City's sanitary system.

Ryan Chasey moved approval. Motion carried.

22. Approval of recommendation from Engineering Support Services to accept the work performed by Keller Development for Contract #2004-S-14, *Tyler Terrace Apartments* as an integral part of the City's sanitary system.

John Suarez moved approval. Motion carried.

23. Approval of recommendation from Street Light Engineering to accept the work performed by SSB Development for *Saddlebrook Section III* as an integral part of the City's street lighting system.

Ryan Chasey moved approval. Motion carried.

24. Approval of recommendation from Street Light Engineering to accept the work performed by Paragon Land Development Corp. for *Sutters Cove Section I* as an integral part of the City's street lighting system.

John Suarez moved approval. Motion carried.

25. Approval of recommendation from Street Light Engineering to accept the work performed by Creekwood Developers, LLC for *Creekwood Section IV* as an integral part of the City's street lighting system.

Ryan Chasey moved approval. Motion carried.

26. Approval of recommendation from Street Light Engineering to accept the work performed by K&S Investments, Inc. for *North Pointe Ridge Section II* as an integral part of the City's street lighting system.

John Suarez moved approval. Motion carried.

27. Approval of recommendation from Street Light Engineering to accept the work performed by Maysville Park Development, LLC for *Brickshire Village Section I* as an integral part of the City's street lighting system.

Ryan Chasey moved approval. Motion carried.

28. Approval of Special Street Permit, *Creekwood Section V* between the City of Fort Wayne and Creekwood Developers LLC to construct the following streets Rosner Crossing and Keswick Lane.

Mike Fruchey: Transportation Engineering Services is recommending approval of this permit for the construction of Rosner Crossing and Keswick Lane. This final section of the Creekwood subdivision will service twenty-nine residential lots. The total length of all sections is 1339.89 lineal feet. The street construction will consist of twenty-seven foot wide standard roadway with two foot rolled concrete curb sections and an asphalt pavement section consisting of four inches of bitumous material over ten inches of compacted aggregate base. In addition, concrete curb ramps and sidewalks will be constructed on both sides of each roadway. All construction will be consistent with Fort Wayne standards.

John Suarez moved approval. Motion carried.

29. Approval of Purchase Agreement between the City of Fort Wayne and Gregory R. Patrick for the property commonly known as 624 Wagner Street in the amount of $36,500.00.

Mary Jane Slaton: The property on Wagner Street is located on the south side of Wagner, just north of our Water Filtration Plant. The Water Utility has identified a desire to begin to acquire some of the properties, as we are able to, for possible long-term expansion of the filtration plant. We met with the Northside Neighborhood Association back in the summer and discussed our desire to acquire some of the properties, not through condemnation or through any aggressive means, but as properties come onto the market. Greg Patrick who owns the rental property at 624 Wagner came to us and offered to sell us his property. We had two appraisals done and we have a purchase agreement now between the City and Mr. Patrick to acquire his property for the stated amount of $36,500.00.

Mark Gensic: I just wanted to add that I attended the neighborhood meeting with Mary Jane and explained the City Utilities intention of this neighborhood. It can be alarming for the residents in why the City is buying the properties. We have no plans to build anything south of Wagner Street or north of our existing fence at this point in time. We have nothing drawn up or budgeted for in our twenty-year plan. I would put this type of expenditure in the category of our fifty-year plan. South of Wagner Street, not north of Wagner Street, we may need to expand the plant into that neighborhood. We are taking this measured approach as the properties become available, if it is the right property and if it is the right price, then the Utilities will buy these properties.

Gina Kostoff: As we're acquiring these properties, are we just planning to demolish them?
Mark Gensic: I think Mary Jane could answer that question.
Mary Jane Slaton: Yes, on this particular residence we are going to lease this back to the owner through the end of June next year. He has a tenant living there and after the tenant is gone our plan is to demolish the house, but maintain the lot. The preferred choice of the neighbors was for the City to demolish the house.
Mark Gensic: That is a beautiful neighborhood. Wagner Street is an old brick street. We see it being maintained even fifty years out. Over time, we will see the greening of that area and foresee pathway plans.

Ryan Chasey moved approval. Motion carried.

30. Approval of Supplemental Agreement between the City of Fort Wayne and Bonar & Associates, Inc. d/b/a Bonar Group, Consulting Engineers for Preliminary Engineering Services for the *Ardmore Avenue Extension*, Project #STP-F024 (005). This is a Federal-Aid funded assistance project.

David Ross: This project actually started ten years ago. It will involve adding a multi-purpose trailway on the west side of Ardmore Avenue from the Airport Expressway to Lower Huntington Road. With the Major's emphasis on trails, we thought it would be a good idea to incorporate a trailway into this project. It is funded with Federal funds 80% and 20% with City funding.

John Suarez moved approval. Motion carried.

31. Approval of Grant Agreement between the City of Fort Wayne and Foster Park Little League, Inc., in which the City agrees to allocate $10,000.00 from At-Large CEDIT funds to be used for capital improvements at the Foster Park ball diamonds.

Rick Orr: This project involves the improvement of the Foster Park ball diamonds. The funds can be used for any combination of the following, construction of dugouts, refurbishment of concession stands and the installation of an irrigation system. The City will allocate $10,000.00 from At-Large CEDIT funds for the Foster Park ball diamons.

Ryan Chasey moved approval. Motion carried.

32. Approval of Access Agreement between the City of Fort Wayne and Northern Indiana Public Service Company (NIPSCO) for the purpose of investigating and characterizing the surface and subsurface conditions of the property bounded by Barr Street, Superior Street, Dock Street and Clinton Street.

Marc Okin, Program Manager for NiSource Inc: The current day Don Hall's Restaurant used to be a manufactured gas plant before the turn of the century. It was in operation from 1885 to 1926, this is before we knew how to remove natural gas from the ground. They used to take coal, through the incomplete combustion of coal, they would manufacture the gas for heating and lighting. One of the by-products of producing that source was coal tar, today we know it as pitch or asphalt. Back in those days they had a market for those items, but when the market ceased and we starting getting asphalt plants and such, a lot of those materials were left behind.

In the mid-1990's NIPSCO initiated a site investigation on that property, as well as several surrounding properties including, the Wayne Township Trustee's Office, Headwaters Park, and Club Soda Restaurant. The gas was stored in large gasholders, so they looked pretty much like bulk petroleum terminals. NIPSCO performed a large remediation on the south side of Superior Street where the Wayne Township Trustee's Office is located. NIPSCO remediated that area back in 1994-1995. They did some remediation at the Hall's Restaurant property and continued to investigate that property. In 2004, NIPSCO formally entered this manufactured gas plant

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site into the Indiana Department of Environmental Management's voluntary remediation program. We have been working with IDEM since 1992 investigating this site. I have been working with the manager for IDEM. He is quite pleased that we are moving forward with this agreement and working with the respective property owners that this may affect.

The scope of work that we would like to perform on the City's parking lot where the restaurant Club Soda sits is to do some subsurface exploration. We will bring in some box trucks and Cone Penetrometer Rigs. What the local public would see above the ground is very little. The truck sends a rod down to investigate, approximately 35 to 40 feet below grade, collect our data and assimilate the data. We would also like to install four monitoring wells to get a handle on what is happening with the ground water on that parcel. The length of time to be on site, barring any weather considerations or restrictions with getting vehicles moved, would be five to ten business days. I do understand that the Access Agreement has been agreed to by the City's Law Department and is pending approval by the Board and can be executed.

I am available for any questions by the Board. I do have a question for the Board. When this project moves forward, who will the Board have as a point of contact, so as we get updates and get information processed I can keep you informed?

Gina Kostoff: Actually, if the Board does approve this Agreement we would have you work through our Property Management Department, Dan Brenner is the Property Manager. He manages the City owned properties throughout. But, I do have a few questions for you. The scope of your work is five to ten business days, is that just one time or multiple times throughout the year?
Marc Okin: Yes, the initial work is five to ten days. This is to get the wells in the ground and get some of the subsurface geoprobing we need to do. The extent of coming back to the property that is pretty much indefinite. The only reason we would need to come back on a quarterly basis is to sample the wells to look at seasonal variations in the water table to see if there are any constituents moving. We are trying to get our hands around the problem as a whole, not just on one parcel versus another. We will be working with IDEM towards a remedy. Once we have decided on a course of action to take toward that remedy, we would meet with IDEM, the City and other property owners to get their concurrence with that plan of action.

Gina Kostoff: Another question. During the initial course of the work, approximately how much of the parking lot will you need? Currently, we use the parking lot for City employees as well as parking for Headwaters during festival times, so it is highly utilized piece of property. Also, what do the monitoring wells look like? Are they above ground, below the ground, will they take up several parking spaces?
Marc Okin: This map (map is provided) shows the area of the lot. The green dots reflect where we want to do some subsurface exploration, so about one third of the property will be used at any one time. We can do this in phases. We are already working with the owners of Club Soda and are working with their attorneys to get access and make sure we are staying out of their way during business hours. This will be done very early in the morning or very late at night. The wells that we are looking to install (the map is shown again), there are two over here behind this building and two more here at Barr Street. The wells are flush mount as you can see from the photo (photo is provided). Depending on the diameter of the wells, they can vary from six inches to eight inches. They are designed to bear heavy traffic.
Gina Kostoff: If we parked over these areas, would there be a problem?
Marc Okin: Not a problem at all.
Gina Kostoff: In essence then, the integrity of the land would not be compromised in any way?
Marc Okin: That is correct.
Gina Kostoff: We would ask then, should the Board seek to approve this Agreement that you work closely with our Property Management Department, so that during work hours when our employees are using the parking lot or during festival times we can make arrangements or advise employees that there is going to be work out there.

Marc Okin: It is NIPSCO's goal to minimize any discomfort on the community or folks who use that property.

John Suarez moved approval. Motion carried.

33. Approval of General Accounting Claims in the amount of $2,839,920.24 for the week of October 27, 2004.

Ryan Chasey moved approval. Motion carried.

34. Old Business:

35. New Business:

Meeting adjourned at 9:50 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
OCTOBER 27, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:51 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez and Marilyn Huth. Greg Meszaros – Absent.
Ron Sheppard – Engineering Support Services. Nancy Townsend – Development Services.
Mark Gensic – Planning and Design Services. Kristine Degabriele, Paul Keaton – Law Department.
Molly McCray – City Clerk.

1. Approval of Board of Stormwater Management Minutes for the week of October 20, 2004.

   John Suarez moved approval. Motion carried.

2. Approval of Storm Sewer Contract #2004-ST-17, *Florence Avenue*, between the City of Fort Wayne and Marathon Ashland Petroleum, LLC to construct a local storm drainage system to serve Florence Avenue in the amount of $41,924.32.

   Nancy Townsend: This contract is with the Marathon Ashland Petroleum Company rebuilding the Speedway gas station on Sherman Boulevard, south of State. The developer agreed to install 540 feet of storm sewer down Florence Avenue and along Sherman Avenue. The proposed drainage improvement will collect the run-off from the redeveloped site and pick up the drainage that now goes into four existing combination sewer catch basins. Also, the City will have the opportunity to extend off of this storm sewer for improvements in the future.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned at 9:56 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
OCTOBER 20, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Chuck Bailey, Carl Wilson - Contract Compliance. John Perlich – Public Information Officer. Mark Gensic, Paul Powers - Planning and Design Services. Mario Trevino, Connie Burnett, Mark Wilson – Transportation Engineering Services. Ron Sheppard – Engineering Support Services. Dan Brenner – Property Management. Kristine DeGabriele – Law Department. Nancy Townsend, Michelle Kyrou – Development Services. Greg Meszaros – Public Works & Utilities. Steven Davis – Traffic Engineering.

1. Approval of Board of Public Works Minutes from the week of October 13, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1704-04, *Irene Byron Flow Metering*.

BIDDER	BID AMOUNT
Bercot Inc.	$39,822.00
Flow Technics	0
Geiger Developing	0
Land Construction	$25,815.00
Mason Engineering	0
Engineer's Estimate	$33,000.00

3. RECEIVE BIDS: Improvement Resolution #7026-04, *CANI/FWUL/Library Infrastructure Improvements, Phase II.*

BIDDER	BID AMOUNT
Hipskind Concrete	$13,942.00
Michael Kinder & Sons	$17,300.00
Primco, Inc.	$14,834.13
Engineer's Estimate	$12,450.00

4. RECEIVE BIDS: New Fire Station #18

BIDDER	BID AMOUNT	ALTERNATE 1 Police Substn.	ALTERNATE 2 Boiler Pumps
Fetters Construction	$1,615,000.00	$360,000.00	$10,500.00
Hagerman Inc.	$1,780,000.00	$384,000.00	$19,500.00
Hamilton Hunter	$1,717,000.00	$367,000.00	$10,800.00
Michael Kinder & Sons	$1,630,000.00	$366,200.00	$19,200.00
R. E. Crosby	$1,633,000.00	$335,000.00	$19,000.00
W. A. Sheets	$1,720,000.00	$329,300.00	$12,000.00
Engineer's Estimate	$1,700,000.00	$500,000.00	$15,000.00

5. RECEIVE BIDS: New Fire Station #19

BIDDER	BID AMOUNT	ALTERNATE 2 Boiler Pumps
Fetters Construction	$1,551,000.00	$13,200.00
Hagerman Inc.	$1,590,000.00	$19,500.00
Hamilton Hunter	$1,601,000.00	$13,227.00
Michael Kinder & Sons	$1,516,000.00	$16,100.00
R. E. Crosby	$1,477,000.00	$19,000.00
W. A. Sheets	$1,555,000.00	$14,000.00
Engineer's Estimate	$1,700,000.00	$15,000.00

6. RECEIVE BIDS: New Fire Stations #18 and #19

BIDDER	BID AMOUNT	ALTERNATE 1 Police Substn.	ALTERNATE 2 Boiler Pumps
Fetters Construction	$3,115,000.00	$355,000.00	$23,700.00
Hagerman Inc.	$3,340,000.00	$384,000.00	$39,000.00
Hamilton Hunter	$3,312,000.00	$365,000.00	$23,500.00
Michael Kinder & Sons	$3,113,000.00	$366,200.00	$35,300.00
R. E. Crosby	$3,097,000.00	$335,000.00	$39,000.00
W. A. Sheets	0	0	0
Engineer's Estimate	$3,400,000.00	$500,000.00	$30,000.00

7. AWARD: Resolution #1665-2004, *General CIPP 2004 Package 2* to Insituform in the amount of $586,975.40. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

8. AWARD: Resolution #601-04, *North McMillan Park Area Storm Sewer, Contract C* to Geiger Developing in the amount of $1,585,028.98. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and U.S. Infrastructure, Inc. for *Shawnee Neighborhood Local Capacity Improvements*. Compensation for services performed shall be $36,900.00.

Paul Powers: The Shawnee project area is part of the combined sewer capacity improvements program. The general boundaries are Hoagland Avenue, Webster Street and Wildwood Avenue. The project will install new storm sewers and take existing inlets off the combined sewers to help drain the area during large storm events.

Gina Kostoff: Paul, this area was greatly affected by the flood of 2002 where we had a very severe rain event. Are there plans to be in contact with the neighborhood and inform them of what we will be doing in this area?
Paul Powers: Yes, I have already spoken with a member that attended the workshop for the preliminary design, so they are aware that this project is coming up for design. They will schedule some meetings after we get into the design project.

Ryan Chasey moved approval. Motion carried.

10. Approval of Resolution #1629-04, *Digester Lid Positions* between the City of Fort Wayne and Service Electric of Allen County in the amount of $99,357.00.

John Suarez moved approval. Motion carried.

11. Approval of Water Contract #2004-W-20, *Ashton Pointe Section I*, between the City of Fort Wayne and Somerset Land Development, LLC to construct water main systems to serve Ashton Pointe Section I. The project is privately funded, located outside the City.

Michelle Kyrou: This project is located outside the City of Fort Wayne and the development is at the southwest intersection of Dunkelberg and Kinnerk Road. Ashton Pointe Section I is a 15-acre parcel that is proposed to serve 53 lots. There is a total 436 feet of 6-inch water main and approximately 1500 feet of 8-inch water main that will be installed for this project.

Ryan Chasey moved approval. Motion carried.

12. Approval of Water Contract #2004-W-23, *Villas at Foxwood Section I,* between the City of Fort Wayne and Somerset Land Development, LLC to construct water main systems to serve the Villas at Foxwood Section I. The project is located outside the City. The project is funded privately and Utility Capital.

Michelle Kyrou: This is part of a proposed subdivision called Foxwood located on the east side of Wheelock Road and north of the proposed subdivision called Chapman's Bridge Section I. This parcel will serve 23 lots and is approximately 15 acres. There is a total of 689 feet of 8-inch pipe that will be installed for this project.

John Suarez moved approval. Motion carried.

13. Approval of Change Order #1 & Final between the City of Fort Wayne and Newell Construction for Contract #7012-04, *Kanata Court* decreasing the original contract price by $765.62. Including this Change Order the new contract price will be $55,429.38.

Mario Trevino: This final Change Order before you now involves where we used more compacted aggregate. We used less quantity in concrete pavement, drives and walk. We applied four days of liquidated damages and the result is a decrease Change Order for $765.62.

Gina Kostoff: Mario, were the residents happy with the results of this project?
Mario Trevino: I believe they were very pleased with the results.

Ryan Chasey moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7014-04, *Creighton-Home Neighborhood Alley Improvements* increasing the original contract price by $3,055.57. Including this Change Order the new contract price will be $16,445.57.

Mario Trevino: This project is an alley project and you will find this particular Change Order sends us over the 20% limit. The items we used were unforeseen quantities for replacing concrete pavement and compacted aggregate for areas adjacent to our concrete replacement project. The pavement adjacent, where we were removing concrete pavement, exposed some voids in the base. If we did not replace the pavement and fill the voids it would allow our compacted aggregate to fall into those voids and eventually compromise the integrity of our new improvement. Also, we discovered that the sewer in this alley has been identified by the utility as a sewer with open joints and is ear marked for repair. The result is an increased Change Order for $3,055.57.

John Suarez moved approval. Motion carried.

15. Approval of Change Order #1 between the City of Fort Wayne and Brooks Construction for Contract #6975-04, *Indianapolis Road* increasing the original contract price by $26,500.00. Including this Change Order the new contract price will be $459,893.41.

Mario Trevino: This particular Change Order covers only one item and that is for lime stabilization to provide some stability for a proper base in an area where we discovered poor soil. This is not the final Change Order. We will have an additional Change Order here later on that will reconcile some of the other quantities we used and we will likely see a reduction in some areas. Just to give you an update, the project is about 90% complete. There is still some street lighting, conduit, poles and some side ditching and regulatory signs that need to be installed. If you have any questions, I will be happy to answer them.

Ryan Chasey moved approval. Motion carried.

16. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #6986-04, *Oakdale Drive* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

17. Approval of Traffic Signal Maintenance Agreement between the City of Fort Wayne and Indiana Department of Transportation (INDOT) for inspection, routine maintenance, and non-routine maintenance of traffic signals on INDOT maintained highways in the City of Fort Wayne and surrounding areas.

Steve Davis: This Agreement before you will provide maintenance for 64 traffic signals and one flasher on state routes within the City of Fort Wayne by the City's Traffic Engineering Department and provides for compensation by the Indiana Department of Transportation for those services. This is a one-year Agreement with three renewals. The previous Agreement was signed in July of 1999 and expired in July 2003, which was continued until this Agreement gets processed.

Ryan Chasey moved approval. Motion carried.

18. Approval of Agreement between the City of Fort Wayne and Geotechnical & Materials Engineering, Inc. for *Subsurface Exploration and Evaluation for Main Street from Jefferson Boulevard to Leesburg Road*. Compensation for services performed shall be $1,945.00.

Mario Trevino: GAI Consultants, who is the engineering firm designing the project for us, has recommended that we analyze the soils in this area; because it may have an impact on the storm sewer design and construction proposed for the project. This Agreement between the City of Fort Wayne and Geotechnical & Materials Engineering defines soil sampling and analysis as the services we request to be a lump sum compensation of $1,945.00.

Gina Kostoff: Mario, when do we expect to begin construction on this project?
Mario Trevino: We are looking to try and bid this in the Spring for a Summer construction.
Gina Kostoff: Is this concrete work?
Mario Trevino: Yes, this is concrete.

John Suarez moved approval. Motion carried.

19. Approval of Full Release of Escrow received from Wayne Asphalt for Construction Contract #6907-03, *Paulding Road* in the amount of $96,246.15.

Ryan Chasey moved approval. Motion carried.

20. Approval of Full Release of Escrow received from Land Construction for Contract #1536-03, *Fort Wayne Airport: Keller Road* in the amount of $22,942.17.

John Suarez moved approval. Motion carried.

21. Approval of Barrett Law Claims in the amount of $4,274.78 for the week of October 20, 2004.

Ryan Chasey moved approval. Motion carried.

22. Approval of General Accounting Claims in the amount of $4,762,723.69 for the week of October 20, 2004.

John Suarez moved approval. Motion carried.

23. Old Business:

24. New Business:

Mario Trevino: Transportation has reviewed the bids on the CANI/FWUL/Library Infrastructure Improvements, Phase II that we just received bids on earlier here in the meeting. The apparent low bidder is Hipskind Concrete and so therefore, we recommend that Improvement Resolution #7026-04 be awarded to Hipskind Concrete for $13,942.00 provided all compliance requirements are met. You will note on the memo before you that Michael Kinder had an error, however, it did not change the low bidder.

Gina Kostoff: I will entertain a motion to award Resolution #7026-04 to Hipskind Concrete.

John Suarez moved approval. Motion carried.

Meeting adjourned at 9:30 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
NOVEMBER 3, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, Ryan Chasey and Marilyn Huth. John Suarez – Absent.
Chuck Bailey - Contract Compliance. John Perlich – Public Information Officer. Mark Gensic, Matthew Schipper, Matthew Wirtz - Planning and Design Services. Ron Sheppard, Dan Smith – Engineering Support Services. Dan Brenner – Property Management. Kristine DeGabriele – Law Department. David Ross – City Engineering. Nancy Townsend – Development Services. Jim Riemke – Street Light Engineering. Mary Jane Slaton – Water Resources. Mario Trevino – Transportation Engineering Services. Ted Nitza – Water Resources. Greg Meszaros – Public Works and Utilities .

1. Approval of Board of Public Works Minutes from the week of October 27, 2004.

   Ryan Chasey moved approval. Motion carried.

2. AWARD: Resolution #294-04, *CANI/FWUL/Allen County Library* to Lights & Signals in the amount of $27,661.00. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

3. AWARD: Resolution #91-258-6, *Fleet Management Vehicle Wash Bay* to Strebig Construction in the amount of $131,328.00. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

4. Approval of Resolution #91-305-4, the Establishment of Cumulative Funds to collect specific drinking water fees.

   Ted Nitza: With the Board's permission, could we consider all three of the Resolutions together?
   Gina Kostoff: I will continue reading the next two Resolutions, #91-305-5 and #91-305-6.

   Ted Nitza: Last week, the Board approved a Water Contract #2004-W-13 for the Communities of Foxwood Based Water Facilities. The three Resolutions before the Board today will provide some of the financial tools and mechanisms that go along with that contract for the reimbursement of the infrastructure that the project will bring to the City.

   The first Resolution provides Board authorization to establish cumulative funds with water availability fees similar to the structure on the sanitary sewer side. The second Resolution establishes the Wheelock Road corridor area (a map is shown at this time) northeast of the City, a little bit inside I-469 and along Wheelock Road. The last Resolution establishes the water availability fee for this area of $106.00 per ERU or single family home equivalent. For comparison sake, sanitary sewer area connection fees are in the range of approximately $1,000-$2,000.

These Resolutions will establish mechanisms for the City to recoup fees for paying off the infrastructure in these areas from the residents and new customers who benefit from this infrastructure. I do recommend approval and can address any questions or comments at this time.

5. Approval of Resolution #91-305-5, to Establish the Wheelock Road Corridor Area Drinking Water Cumulative Fund.

6. Approval of Resolution #91-305-6, to Establish the Wheelock Road Corridor Drinking Water Availability Fee.

Ryan Chasey moved approval for Resolutions #91-305-4, #91-305-5 and #91-305-6. Motion carried.

7. Approval of Resolution #1685-2004, *Plant 2 Flocculator Drive and Shafts Replacement, Phase 1*.

Matthew Schipper: (Provides a photo of the flocculators). These flocculators have been in service since the 1950's and we are looking to replace one third of them. The paddle wheel flocculators help particles cling together by mixing water in the tanks. The particles become heavier than the water, sink in our settling tanks, and then sent to our City's sludge lagoons. Plant two is winterized and can run year-round and doesn't require the tanks to be taken down to de-sludge. Construction for this project is in the year's Water Bond. Bids are planned to be taken on December 15th and construction is scheduled to be completed in the Fall of 2005.

Ryan Chasey moved approval. Motion carried.

8. Approval of Construction Contract #1665-2004, *General CIPP 2004 Package 2* between the City of Fort Wayne and Insituform Technologies in the amount of $586,975.40.

Ryan Chasey moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and Solomon Diving, Inc. for *North/South Reservoir Inspection*. Compensation for services performed shall be $4,550.00.

Mark Gensic: This is a one-day diving inspection of our finished water reservoir at the Water Filtration Plant. We store our finished water underground. The last time this reservoir was inspected was ten years ago. We are not experiencing any problems with the reservoir and there will be no interruption of service. However, according to American Waterworks Standards we should be inspecting the reservoir on a regular basis. We will be using those standards to guide the divers to inspect the reservoir. We should be receiving a video and a written report on the inspection. We will especially be looking for valving issues and the condition of the concrete or any structural problems. We do not anticipate any problems with this inspection. This inspection is important because of an upcoming project for the North Pump Station that we will be designing and building in the next year or two and will rely on some of this information.

Ryan Chasey: I noticed that this was a firm from Michigan going to do this work. Is this a firm that has some specialization in this type of work?
Mark Gensic: This is very specialized work. There are a few firms that can do this type of work however, we picked the firm who was most qualified to do the work.

Ryan Chasey moved approval. Motion carried.

10. Approval of Professional Services Agreement between the City of Fort Wayne and M.E. Simpson Co., Inc. for *Unidirectional Flushing –2004 Pilot Project*. Compensation for services performed shall be $21,240.00.

Matthew Wirtz: The purpose of this project is to complete some flushing of our water main distribution system out in the southwest area. The area we are talking about is Brooklyn/Broadway on the east, coming across Ardmore, Sandpoint and Engle Road areas. Earlier this Fall, the Board approved developing the strategy on how we were going to flush this area. This contract is for M.E. Simpson to come in and assist us with flushing the area as well as training our staff on how to perform this unidirectional work. We estimate the area will take about three weeks. This is a not-to-exceed contract, so we hope to be able to complete some of the work by ourselves. The actual area is over 30 miles of pipe. We are going to operate 215 hydrants and about 280 valves. This will help flush out some of the sedimentation in the existing water mains, while cleaning the water.

Gina Kostoff: Matthew, we have done a lot of water main replacement in the Indian Village area, is this area contiguous to that area?
Matthew Wirtz: Actually, we will be flushing areas in and around that area that have not been replaced yet.
Gina Kostoff: Is there a lot of aging water mains in that area?
Matthew Wirtz: Some of the major issues out there are not with main breaks, but with the water quality problems.

Ryan Chasey moved approval. Motion carried.

11. Approval of Professional Services Agreement between the City of Fort Wayne and Hofer and Davis, Inc., for Ardmore Avenue and Taylor Street Intersection Right-of-Way Engineering. Compensation for services performed shall be $3,500.00.

Dave Ross: This is a 4-way stop intersection that we plan to signalize. The engineering plans are 90% complete. We met with the neighborhood about four weeks ago to present the project. The neighborhood was very supportive of this project. We also met with the trail group who had concerns about the future trail plan in the area and we are going to make modifications to accommodate them. We are now ready for the Right-of-Way acquisition phase of this project. We sent out requests for proposals to three consulting firms. The most responsive company was Hofer & Davis. This company has done a lot of work in this area and they had the lowest fee.

Ryan Chasey moved approval. Motion carried.

12. Approval of Construction Contract for Fire Station #18 between the City of Fort Wayne and Fetters Construction in the amount of $1,615,000.00.

Ryan Chasey moved approval. Motion carried.

13. Approval of Construction Contract for Fire Station #19 between the City of Fort Wayne and R. E. Crosby in the amount of $1,477,000.00.

Ryan Chasey moved approval. Motion carried.

14. Approval of Sanitary Sewer Contract #2004-S-23, *Communities of Foxwood Base Sewer Facilities* to construct a local sanitary sewer system to serve the Communities of Foxwood. Council approval has been requested.

Ted Nitza: On August 25th, the Board approved a contract with the same name and number. Shortly thereafter, the investor group requested a change in the corporate name of the investor

group on the contract. The City staff did not have any problems or issues with this change. However, legal counsel recommended that rather than having an Amendment to that contract it would be more prudent to go ahead and approve the contract with the new corporate name. The only change in this agreement is a final clause that mutually recognizes that the previous agreement is no longer valid. I do recommend approval and can address any comments or concerns the Board may have.

Ryan Chasey moved approval. Motion carried.

15. Approval of Sanitary Sewer Contract #2004-S-35, *1001 W. Till Road* between the City of Fort Wayne and Rex R. Bowlin & Anita L. Bowlin to construct a local sanitary sewer system to serve 1001 W. Till Road. The project is privately funded, inside the City and is in a green zone.

Nancy Townsend: This project is located on the north side of town. It is a short extension of our public sanitary sewer system involving 300 lineal feet of sewer and two manholes. It will provide service to three properties.

Ryan Chasey moved approval. Motion carried.

16. Approval of Sanitary Sewer Contract #2004-S-37, *Stephanie Villas* between the City of Fort Wayne and Stephanie Villas, LP to construct a local sanitary sewer system to serve Stephanie Villas. The project is privately funded, located inside the City, and is in a green zone.

Nancy Townsend: Stephanie Villas is located on the south side of town, just north of Gable Road between Decatur Road and Anthony Boulevard. This project includes the extension of 1,030 lineal feet of 8-inch sewer. It will provide service to an apartment complex that includes two bedroom, three bedroom and four bedroom units.

Ryan Chasey moved approval. Motion carried.

17. Approval of Sanitary Sewer Contract #2004-S-38, *Bass Road – My Fathers House* between the City of Fort Wayne and *My Father's House, Inc.* to construct a local sanitary sewer system to serve Bass Road – My Fathers House. The project is privately funded, located outside the City. This contract contains provisions for Waiver of Remonstrance against annexation. A letter of conceptual approval has been granted.

Nancy Townsend: Bass Road is located on the west side of town, along the north side of Bass Road between Kramer and I-69. This is another short extension involving 107 lineal feet of 8-inch sanitary sewer to serve a church. There is available capacity in the system to provide this service.

Ryan Chasey moved approval. Motion carried.

18. Approval of Sanitary Sewer Contract #2004-S-36, *Northeast Indiana Innovation Center* between the City of Fort Wayne and Northeast Indiana Innovation Center to construct a local sanitary sewer system to serve the Northeast Indiana Innovation Center. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This property is located at the northeast corner of Stellhorn Road and St. Joe Road. This is a commercial facility and will include the extension of 641 lineal feet of 8-inch sewer. It will serve the entire sixteen-acre property.

Ryan Chasey moved approval. Motion carried.

19. Approval of Water Contract #2004-W-24, *Stephanie Villas* between the City of Fort Wayne and Stephanie Villas, LP to construct water main systems to serve Stephanie Villas. The project is privately funded and located inside the City.

Nancy Townsend: This contract is for the water main extension portion and includes just over 1,300 lineal feet of 6-inch water main to serve the apartment complex.

Ryan Chasey moved approval. Motion carried.

20. Approval of Water Contract #2004-W-25, *Northeast Indiana Innovation Center* between the City of Fort Wayne and Northeast Indiana Innovation Center to construct water main systems to serve Northeast Indiana Innovation Center. The project is privately funded and located inside the City.

Nancy Townsend: This is the water main portion of this contract. It includes the installation of 1,300 lineal feet of 12-inch water main to serve the technology building being planned.

Ryan Chasey moved approval. Motion carried.

21. Approval of Water Contract #2004-W-26, *Nelson Hazelett Road Water Main Extension* between the City of Fort Wayne and Stephen and Patricia Nelson to construct water main systems to serve Nelson Hazelett Road. The project is privately funded and located outside the City.

Nancy Townsend: Just minutes before this meeting, we were contacted by the contributor about this contract. He provided us some information that changes the cost and does not include a reimbursement element. The information he provided us would impact the reimbursement language and so, I recommend not approving this at this time.

Ryan Chasey moved to Table this Water Contract #2004-W-26. Motion carried.

22. Approval of Change Order #1 between the City of Fort Wayne and Dreier & Maller, Inc. for Contract #87-43-15(6), *Sewer Inspection & Cleaning Service Contract 6* increasing the original contract price by $13,883.45. Including this Change Order the new contract price will be $96,063.85.

Ron Sheppard: This Change Order reflects additional work that we asked Drier & Maller to do on Trier Road and along Bellefield Drive. Mike Hicks has identified Bellefield Drive as a project that will be bid this month. We are still working off and on to identify how large an area we are talking about. We have a number of rubber gaskets hanging down in between the concrete pipes, which led to a long period of time to get this clean. We are still working to get this televised, but the camera gets hung up on the gaskets and it can't drive through there very well. This Change Order does represent the additional work and we have identified those two areas for future projects.

Gina Kostoff: Ron, I noticed this is not a Final Change Order. Are you anticipating a Final Change Order?
Ron Sheppard: This is the Final Change Order. I apologize, it should have read #1 and Final.

Ryan Chasey moved approval. Motion carried.

23. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Construction Contract #7017-04, *Schele Avenue Sidewalks* increasing the original contract price by $4,077.36. Including this Change Order the new contract price will be $97,948.86.

Mario Trevino: This Final Change Order before the Board involves several increases to items such as curb removal and construction for areas in and around curb ramps where the grade

was required not only to achieve positive drainage, but also get the required grade on curb ramps. There was an increase in compacted aggregate quantity for the areas that were adjacent to unapproved streets. As you recall Gina, we had at least a block worth of unapproved street. There was an area from the walk to the edge of pavement, a composite of grass and aggregate that was uneven, so we increased the compacted aggregate to maintain a consistent grade. Also, we discovered that the residents were accessing the school's athletic field via an unapproved street, so we increased the walkup from 4 inches to 6 inches to take vehicle weight in that area.

Ryan Chasey moved approval. Motion carried.

24. Approval of Change Order #1 & Final between the City of Fort Wayne and Specialties Company, LLC for Construction Contract #7018-04, *North River Road Guardrail* increasing the original contract price by $200.20. Including this Change Order the new contract price will be $19,915.20.

Mario Trevino: This is a relatively small Change Order that had additional quantity in compacted aggregate.

Ryan Chasey moved approval. Motion carried.

25. Approval of Change Order #1 between the City of Fort Wayne and E&B Paving for Construction Contract #6994-04, *Resurfacing Package 1-2004* increasing the original contract price by $62,620.00. Including this Change Order the new contract price will be $936,370.00.

Mario Trevino: This is the first Change Order for this particular project. It is for specific work along Taylor Street on the north side across from Fillmore Avenue. When we milled the surface of Taylor Street to get the water off the roadway we created another problem onto some drives and areas on the north side of Taylor Street. This particular work represents replacing some drive approaches with positive drainage, some subsurface drainage, slotted drain, and some inlets to correct the problems created on the north side. The project also has an extension extending the work to November 19th. Later on, you will see another Change Order #2 and Final to reconcile the actual quantities used on the project.

Ryan Chasey: This is a pretty big Change Order, so was this an unforeseen problem that came up or is this something the contractor did that they shouldn't have done?
Mario Trevino: This was work that we knew there was a problem in the roadway and directed the contractor to use this particular centerline grade. We felt the water would end up in areas where it would simply seep into the ground, but in fact, it was collecting in the drive approaches.

Ryan Chasey moved approval. Motion carried.

26. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Construction Contract #7008-04, *Kimberley Road* decreasing the original contract price by $1,741.50. Including this Change Order the new contract price will be $94,125.75.

Mario Trevino: This project is in the 4th District. This Final Change Order reconciles some actual quantities used in the field versus those proposed quantities. We used more drive construction and removal than anticipated, but used less curb and subsurface drainage construction. We used less asphalt binder and we did not replant two trees.

Ryan Chasey moved approval. Motion carried.

27. Approval of recommendation from Transportation Engineering Services to accept the work performed by Newell Construction for Construction Contract #7012-04, *Kanata Court,* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

28. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Construction Contract #1549-2003, *2003 Miscellaneous Network Connections*, as an integral part of the City's water system.

Ryan Chasey moved approval. Motion carried.

29. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Construction Contract #1528-2002, *48" Butterfly Valve (HD-30) Three Rivers Filtration Plant* as an integral part of the City's water system.

Ryan Chasey moved approval. Motion carried.

30. Approval of Grant Agreement between the City of Fort Wayne and Bishop Luers High School in which the City agrees to allocate $5,000.00 from District Five CEDIT funds to reimburse Bishop Luers High School one-half the cost of the installation of 610 feet of 7-foot high chain link fence adjacent to Luers Field.

Rick Orr: The description just read by the Board explains the basis for this Grant Agreement. I will be happy to address any questions or comments.

Ryan Chasey moved approval. Motion carried.

31. Approval of Escrow Agreement between the City of Fort Wayne and Fetters Construction for Fire Station #18 located at the SE corner of Liberty Mills Road & Homestead Roads.

Ryan Chasey moved approval. Motion carried.

32. Approval of Full Release of Escrow received from All Star Construction for Construction Contract #1549-2003, *2003 Miscellaneous Network Connections* in the amount of $15,216.00.

Ryan Chasey moved approval. Motion carried.

33. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks Project in the amount of $453,579.00.

Ryan Chasey moved approval. Motion carried.

34. Approval of Write-offs from General Accounting for delinquent accounts in the amount of $26,472.65.

Ryan Chasey moved approval. Motion carried.

35. Approval of Barrett Law Claims in the amount of $21,842.47 for the week of November 3, 2004.

Ryan Chasey moved approval. Motion carried.

36. Approval of General Accounting Claims in the amount of $4,488,744.17 for the week of November 3, 2004.

Ryan Chasey moved approval. Motion carried.

37. Old Business:

38. New Business:

Meeting adjourned at 9:40 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
NOVEMBER 3, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:41 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, and Marilyn Huth. John Suarez – Absent.
Ron Sheppard, Dan Smith – Engineering Support Services. Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of October 27, 2004.

   Greg Meszaros: I don't think we can approve these Minutes today, because I was absent at the October 27th meeting and today John Suarez is absent. We will table the October 27th Minutes until the next Stormwater Management Meeting.

2. Approval of Storm Sewer Contract #2004-ST-18, *Stephanie Villas* between the City of Fort Wayne and Stephanie Villas, LP to construct a local storm drainage system to serve Stephanie Villas.

   Nancy Townsend: We approved the sanitary sewer and water contracts earlier today. This area is on the south side of the City, just north of Tillman Road. The stormwater improvements will include the installation of storm sewer to drain the public streets and adjacent properties. The work is privately funded. All the drainage from the site will be directed to a detention basin that will then outlet into the natural drain #4. We do recommend approval.

   Gina Kostoff moved approval. Motion carried.

3. Old Business.
4. New Business.

Meeting adjourned at 9:45 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
NOVEMBER 17, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, Ryan Chasey, John Suarez and Marilyn Huth. Chuck Bailey - Contract Compliance. John Perlich – Public Information Officer. Mark Gensic, Nathan Baggett, Pat Callahan, Mike Hicks, Matthew Schipper, Matthew Wirtz - Planning and Design Services. Ron Sheppard – Engineering Support Services. Dan Brenner – Property Management. David Ross – City Engineering. Nancy Townsend – Development Services. Jim Riemke – Street Light Engineering. Mary Jane Slaton – Water Resources. Mario Trevino – Transportation Engineering Services. Greg Meszaros, Bob Kennedy – Public Works and Utilities Administration. Rick Orr – Right-of-Way.

1. Approval of Board of Public Works Minutes from the week of November 3, 2004.

   Ryan Chasey moved approval. Motion carried.

2. Improvement Resolution #1660-2004, *High Service Pumps 11 & 12 Improvements*.

   Mark Gensic: This project is at our Three Rivers Water Filtration Plant and involves our high service pumps that put out the pressure and flow out into the City's piping system that serves all of our customers. We are in the process of completing high service pumps 2 and 9, and now under design, we have valve improvements for high service pumps 11 and 12. The project budget is $132,000.00. We are proceeding with getting this out for bid and will make these improvements during 2005.

   John Suarez moved approval. Motion carried.

3. Improvement Resolution #1717-2004, *General CIPP 2004 – Package 3*.

   Nathan Baggett: This is the third and final cured-in-place package to bid this year. This project involves the rehabilitation of approximately 9,560 lineal feet of combined and sanitary sewers by means of cured-in-place pipe process. All pipes are 18-36 inch in diameter and are in need of structural rehabilitation. The cured-in-place process in a trenchless technology in essence allows us to place a new pipe inside an existing pipe. We use the existing manholes and other structures, so we do not have to excavate. This technology minimizes the cost associated with the site restoration and also, minimizes inconvenience to our utility customers. Planning and Design Services performed the pipe selection and liner design and Engineering Support Services will perform the construction management. We intend to receive bids on December 8th and finish construction by the end of next Spring.

   Ryan Chasey moved approval. Motion carried.

4. Approval of Construction Contract #1704-2004, *Irene Byron Flow Metering* between the City of Fort Wayne and Land Construction in the amount of $25,815.00.

   John Suarez moved approval. Motion carried.

5. Approval of Construction Contract #294-04, *CANI/FWUL/Allen County Library Street Light Improvement* between the City of Fort Wayne and Lights & Signals, Inc. in the amount of $27,661.00.

Ryan Chasey moved approval. Motion carried.

6. Approval of Professional Services Agreement between the City of Fort Wayne and McCrea Land Surveying, Inc. for Work Order #11770, *Lahmeyer Road and St. Joseph Center Road Intersection Right-of-Way Engineering Services*. Compensation for services performed shall be $3,420.00.

Dave Ross: Engineering has been completed for the signalized intersection. We are in the process of acquiring right-of-way to construct the improvements. There are two parcels and we received proposals from two consultants on the right-of-way engineering services. McCrea had the lowest fee of the two consultants for the engineering services. This is a fairly simple project and we have decided to use McCrea for these services.

Ryan Chasey moved approval. Motion carried.

7. Approval of Professional Services Agreement between the City of Fort Wayne and Commonwealth/Dreibelbiss Title Company for Work Order #11770 *Lahmeyer Road and St. Joseph Center Road Intersection*. Compensation for services performed shall be a not-to-exceed amount of $480.00.

Dave Ross: This is related to the same project, but a different service. This is to do a title search to make sure we have the right properties owners for when we send them the notices to acquire their property. Commonwealth was fka (formerly known as) Dreibelbiss Title Company. They are in our community and we do recommend approval for this agreement.

John Suarez moved approval. Motion carried.

8. Approval of Professional Services Agreement between the City of Fort Wayne and Century Title Services for Work Order #11801, *Ardmore Avenue and Taylor Street Intersection*. Compensation for services performed shall be a not-to-exceed amount of $1,590.00.

Dave Ross: Two weeks ago the Board approved the right-of-way engineering. This is a follow-up on a title search to make sure we contact the right property owners. This firm was formerly known as Three Rivers Title and we have used them previously for this type of service, so we do recommend approval for this agreement.

Ryan Chasey moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and SES Environmental for Resolution #1710-2004, *Filtration Plant Railroad Spur Removal-Soils Investigation*. Compensation for services performed shall be $18,500.00.

Matthew Wirtz: This agreement with SES is to investigate two possible soils contamination areas along an old railroad spur. We identified two areas through previous Geotechnical soil investigations for our northwest feeder main project and the emergency generator facility project. This agreement will help us to re-evaluate those sites and see if there is a need to do any kind of remediation. SES will oversee the borings and help us with possible solutions if needed.

John Suarez moved approval. Motion carried.

10. Approval of Professional Services Agreement between the City of Fort Wayne and Earth Tech, Inc. for Resolution #1696-2004, *Water Pollution Control Plant #1 Outfall Sluice Gate Rehabilitation – 2004.* Compensation for services performed shall be $23,788.00.

Andrew Schipper: At the Dwenger Avenue Water Pollution Control Plant we have stormwater retention ponds on the north side of the Maumee River. This agreement will look at the Sluice Gate repair. This agreement calls for the rehabilitation of the Sluice Gates, Sluice Gate operators and structural repair of those gates as well as, some electrical runs to the gates. The preliminary and final design will include structural, civil and electrical engineering work. This project is in the budget and construction is planned for the summer of 2005.

John Suarez: Who was the previous engineer on this design?
Andrew Schipper: Earth Tech worked on the previous project.
John Suarez: I have a question regarding the contractor and the description in the contract, because it states he removed too much concrete which resulted in the gate failing. Was the contractor aware of this?
Andrew Schipper: Yes, and the engineer told the contractor we did not want any more concrete removed.

Ron Sheppard: When we originally did gate one at Sluice Gate at the CSO outfall, Earth Tech took the original shop drawings that had originally been done for the building of that particular gate. When we got out in the field it was realized the gate had not been built per the original plans. In doing the restoration to the gate a large section of concrete just fell away. All the support had been eaten away over the years, so we stopped the project at that point. We ended that particular contract with Maddox. We asked the planning and design staff to take another look at the discharge point and try to evaluate how much money we wanted to put into it. We then asked Earth Tech to come back and look at it and this is the project before you now.

John Suarez: Was there any compensation to the City for this project?
Ron Sheppard: We did do a decreasing Change Order, because the concrete did fall away and there definitely was a safety issue.

Ryan Chasey moved approval. Motion carried.

11. Approval of Amendment #2 for Professional Services Agreement between the City of Fort Wayne and Malcolm Pirnie, Inc., for *CSSOP Assistance Pilot Inline Storage Assessment.* Compensation for services performed shall be $28,300.00.

Pat Callahan: One of the regulatory requirements for cleaning up our combined sewer overflows is to look at our system and see if there is any storage space inside the larger pipes in our sewer system. We have entered into a contract with Malcolm Pirnie to do the analysis on the various pipelines that we have and see if we can use any of them for storage. The scope of this work was pretty vague when we started. We have a system of 1500 miles of pipe and didn't realize how much of it we would have to look at, so we did this contract in phases. This should be the final phase of the contract. During each phase we went through screening and refined the scope of work and this now is the last bit of the work.

John Suarez moved approval. Motion carried.

12. Approval of Professional Services Agreement between the City of Fort Wayne and Earth Tech, Inc. for Work Order #65123, *Cedarville and Hurshtown Reservoirs 2004 Bi-Annual High Hazard Dam Inspections for the Indiana Department of Natural Resources (IDNR).* Compensation for services performed shall be a not-to-exceed amount of $29,500.00.

Nathan Baggett: This agreement is for the evaluation of an IDNR report for the Cedarville Dam and Hurshtown Reservoir. The Indiana Department of Natural Resources requires a bi-annual report from all owners of high hazard dams. A high hazard dam is defined by the Army Corp of Engineers as a dam with which failure would result in loss of life or extreme flood damage. I would like to stress that these dams are inspected and City personnel keep records on a daily basis. The IDNR still requires a report on the existing conditions and future improvements. Earth Tech has completed many dam inspections and reports for several other communities throughout Indiana and its neighboring states. The City retains copies of the report submitted to the DNR for our records and our future use. The fee of $29,500.00 is a reasonable sum for the amount and quality of work that they do. We do recommend approval of the agreement.

Mark Gensic: We are required to go on record with the state that the dams are inspected and in good shape. Both of these dams are important assets for our water utility. You will find communities all over America with the same situation. Upstream from the community they impound water in the event there is a drought. We evaluated both Hurshtown and Cedarville and did the analysis of what it would look like if either one of those dams failed. The analysis is amazingly similar to the maps from the Army Corp of Engineers when we had floods in the 1980's. Even though it is classified as a high hazard dam by IDNR, this is a low level dam. We did hold a meeting with the towns of Cedarville, Grabill, Leo and our county emergency management people and talked about these dams and developed an emergency plan. We shared those maps and contact phone numbers with them. We are not concerned that either dam is in jeopardy, but we have significantly more water coming down the St. Joe River than you normally would see.

Ryan Chasey: If we inspect the dams on a daily basis, so do we get extra benefit from these inspections or was this done solely at the state's request?
Mark Gensic: The Water Filtration Plant has an employee who does more than just look at the dams on a daily basis. This individual plays many roles in the City's water supply. One of his roles is to operate the gates at the Cedarville Dam passing the St. Joe River flow through and fluctuating those gates depending on what the river is giving us in terms of water we need to pass through. He does upstream inspections because that is the City's raw water supply. He checks the riverbanks and other areas in case of some type of spill event.

Ryan Chasey: We have someone providing this information on a daily basis, so are we going to get any additional information from Earth Tech for the $29,500.00 expenditure?
Mark Gensic: Yes, we will have photo documentation and fill out the forms the state requires and we will have the report on file with the state. They have done a structural evaluation, which has generated some projects that are now under design. We will be doing some structural work at the Cedarville Dam, replacing some of the metal work, etc. The dams are old and we have already done some repairs at the St. Joe Dam.

Greg Meszaros: Ryan, the people that do this high hazard work for us are engineering specialists. Even our operator is not an engineer and may not probe that deeply, so we do get value from having an engineering specialist come in and do this work.

Ryan Chasey moved approval. Motion carried.

13. Approval of Professional Services Agreement between the City of Fort Wayne and RW Architecture and Design, Inc. for Work Order #74888, *Water Pollution Control Plant Warehouse Improvements*. Compensation for services performed shall be $10,000.00.

Andrew Schipper: The old Dwenger Avenue Humane Shelter is being converted over to a warehouse for the Water Pollution Control Plant. Some repairs include floor plan renovations, heating ventilation, loading door addition, plumbing, communication and electrical work. This work is in the budget and we are looking to take bids for 2005.

Gina Kostoff: When will construction be completed?
Andrew Schipper: Probably before Summer.

John Suarez moved approval. Motion carried.

14. Approval of Sanitary Sewer Contract #2004-S-28, *Carmike Cinema – the Shops at Dupont* between the City of Fort Wayne and Carmike Cinemas Inc. to construct a local sanitary sewer system to serve Carmike Cinema – The Shops at Dupont. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This area is located on the north side of town. This is a 25-acre development that will include some commercial uses, a movie theater and some commercial outlots. It will involve the extension of approximately 1300 lineal feet of 8-inch sewer and associated manholes. We do have capacity to serve this site.

Ryan Chasey moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and KDP, Inc. for Resolution #91-223-1, *Emergency Repair 2004-B* decreasing the original contract price by $41.98. Including this Change Order the new contract price will be $3,198.02.

Mario Trevino: The location is 1522 Vance Avenue. We had a slab or two that was severely vaulted and used one ton more of compacted aggregate. The result is a decreasing Change Order for $41.98.

John Suarez moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Land Construction for Construction Contract #1584-03, *Evard Road Relief Sewer* increasing the original contract price by $23,017.95. Including this Change Order the new contract price will be $294,432.95.

Ron Sheppard: This reflects additional concrete quantities for some additional breakage of streets out in this neighborhood. The streets in this area are all concrete, so we had some additional breakage just from the natural cracks that have occurred over the years. This is what added to the additional concrete used in this area, either for sidewalk removal or ADA ramps.

Ryan Chasey moved approval. Motion carried.

17. Approval of Change Order #2 & Final between the City of Fort Wayne and Brooks Construction for Construction Contract #6975-04, *Indianapolis Road* decreasing the original contract price by $26,500.00. Including this Change Order the new contract price will be $433,393.41.

Dave Ross: This project is complete and operational. The Board approved the first Change Order on this project to add lime soil stabilization material to the project where we encountered soft soil in the subgrade. We used this material to firm up the soil and reduced the amount of engineering backfill that we had in the original project. We did encounter a number of utility conflicts that cut into the utility adjustment allowance. One conflict was with Verizon and it did delay the contractor in performing some of the work. However, we were able to get them out there to clear the right-of-way to complete the paving on time. We encountered some grade problems where they put in a new water main in the same area where we were going to do some substantial excavation to form some side ditches. We were working on solving that problem when the Airport Authority came to us and said that one of the original entrances they planned for future site development was going to be moved farther north. It actually resolved the water main conflict, but added more costs in relocating of the side ditches and grading. All in all everything pretty much balanced out. Even with the Change Orders to adjust the actual quantities used to construct the project, we came back to the original amount.

John Suarez moved approval. Motion carried.

Dave Ross: For the Board's information, we are getting ready to go into the second phase and that is to add landscaping to the entrance. We will be meeting with the Airport Authority to start that project next year.

18. Approval of Change Order #2 between the City of Fort Wayne and Structural Preservation Inc., for Contract #91-91-22, *Civic Center Parking Garage – 2004 Restoration* increasing the original contract price by $26,260.00. Including this Change Order the new contract price will be $1,234,501.90.

Dan Brenner: The restoration of this garage is being done in two phases. As the Board may recall, during the first phase on the south side of the garage, the contractor and our engineer recommended top coating an older section of the flooring that we did not anticipate doing. During the second phase the contractor noted a similar situation and they are recommending we top coat this section as well.

Gina Kostoff: Dan, how many additional change orders are you anticipating for this project? Dan Brenner: Barring any unforeseen circumstances, this could be the last change order that we anticipate on this project.

Ryan Chasey moved approval. Motion carried.

19. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #7014-04, *Creighton-Home Neighborhood Alley Improvement* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

20. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #7017-04, *Schele Avenue Sidewalks* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

21. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #6992-04, *Nuttman Avenue* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

22. Approval of recommendation from Engineering Support Services to accept the work performed by Liberty Construction, Inc., for Sanitary Sewer Contract #2003-S-20, *Calhoun Street-Oakdale Drive Reroute* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

23. Approval of recommendation from Engineering Support Services to accept the work performed by Land Construction for Construction Contract #1584-2003, *Evard Road Relief Sewer* as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

24. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Construction Contract #1546-2002, Work Order #74755, *Wadington Road Sanitary Sewer Petition* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

25. Approval of recommendation from Engineering Support Services to accept the work performed by Crosby Excavating for Construction Contract #1554-2002, Work Order #74760, *4700 Block of Stellhorn Road Sanitary Sewer* as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

26. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors for Construction Contract #2004-S-19, Work Order #74908, *Ridgeway Addition Sanitary* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

27. Approval of Real Property Lease between the City of Fort Wayne and the Department of Natural Resources (DNR) to facilitate construction of a handicap accessible boat ramp for Hurshtown Reservoir. There is no monetary consideration for this project to the City.

Mary Jane Slaton: This is a culmination of several actions the Board has taken over the past several years. The result of this Lease Agreement, if you sign it this morning, is permitting the DNR to construct a handicap accessible boat ramp for us at our Hurshtown Reservoir at no cost to the City. This is being funded through a Federal grant that is available to DNR. What we need to do is to lease the boat ramp area to the DNR because the Federal funds can only be used on property owned or leased by them.

A couple of things the Board has done up to now to help facilitate this process is that you modified our boat launch policy at Hurshtown to allow the launching of some larger boats. You formalized our operational agreement between Parks and the Board of Works for running Hurshtown. You revised our user fees for Hurshtown and eliminated the boat launch fee and that was one of the requirements that DNR had for building this boat ramp. Just by making our Hurshtown Reservoir a bit more accessible to the people who enjoy using it, you facilitated the investment of some Federal funds to build this boat ramp.

Thank you for all your efforts in the past and I would recommend your approval of this 5-year Lease between the City of Fort Wayne and Department of Natural Resources.

John Suarez moved approval. Motion carried.

28. Approval of Grant Agreement between the City of Fort Wayne and St. Peter's Catholic Church in which the City agrees to allocate $4,000.00 from District Five CEDIT funds to reimburse St. Peter's Catholic Church for the public sidewalk construction performed adjacent to 506 E. Dewald Street.

Rick Orr: Councilman Pape wanted to contribute some dollars to reconstruct the public walks that surround a new building that St. Peter's is constructing at the southeast corner of Dewald and Warsaw. This sidewalk work totals about $8,000.00, so Councilman Pape is only picking up a portion of it.

Ryan Chasey moved approval. Motion carried.

29. Approval of recommendation from Property Management between the City of Fort Wayne and the Board of Park Commissioners for the Quit Claim Deed conveying to the Board of Park

Commissioners Lots 1 through 6 of Trader's Point. For and in consideration of $1.00 and other valuable consideration, the receipt whereof is hereby acknowledged, the following described real estate in Allen County, State of Indiana: Lots 1 to 6 and except West 12.5 feet Lot 13 C.W. Scherers Riverside Addition, located in the City of Fort Wayne.

Dan Brenner: These lots are directly east of the new skate park on Fourth Street, across from Lawton Park. As they are part of the river greenway system, we believe our records should accurately show that they belong to the Parks and Recreation System. Therefore, we are asking the Board's approval to re-title this document from the City to the Board of Park Commissioners.

John Suarez moved approval. Motion carried.

30. Approval of Full Release of Escrow received from Land Construction for Construction Contract #1584-03, *Evard Road Relief Sewer* in the amount of $14,721.65.

Ryan Chasey moved approval. Motion carried.

31. Approval of Barrett Law Claims in the amount of $28,433.13 for the week of November 17, 2004.

John Suarez moved approval. Motion carried.

32. Approval of General Accounting Claims in the amount of $4,333,698.94 for the week of November 17, 2004.

Ryan Chasey moved approval. Motion carried.

33. Old Business:

34. New Business:

Nancy Townsend: The area represented by the green pin on the map (map is shown) is the intersection of Cook and Huguenard Roads, located on the northwest part of town. Our program manager who facilitates utility growth and management has been working with the developer who plans to do a residential subdivision in this area.

We have an interceptor system located just south of here and we want to extend the interceptor system so we can provide sanitary sewer service to this existing service area. In working with the developer we have reviewed plans to make arrangements for extending the interceptor through the development and allowing us to extend it further requires oversizing and deepening of that system. We are in the process of receiving quotes and finalizing the project, but we are seeking an affirmation from the Board that it would be acceptable to continue negotiating with the developer. Right now the cost estimate for the City, just for the oversizing, would be approximately $70,000.00. We reviewed the numbers and the unit cost, so it does seem to be in-line with the current cost of this. I do not have a contract to present to you today. However, with the weather and construction needing to progress, I am just seeking an affirmation from the Board.

Gina Kostoff: How many residential lots or properties will be constructed in this subdivision?
Nancy Townsend: Just in Raven's Cove alone, I believe 220 lots. The interceptor will be able to extend north along Huguenard and west along Cook to service several hundred acres of undeveloped property.

Greg Meszaros: I believe what Nancy is trying to explain to you is a contract will come, but that they want to start construction on this development. This interceptor route follows the

recommendation of the northwest master plan involving the development of commercial and non-commercial properties.

Gina Kostoff: Currently, is this outside the City limits and will this contract contain a waiver of Remonstrance against annexation?
Nancy Townsend: Yes, we are making sure we communicate with the planning department to let them know of development plans, so they can begin analyzing the feasibility of annexation. The other issue is, when we do this kind of work with the developer, we are not paying for associated engineering and surveying costs, so our money is going literally for the construction of the pipe.

Gina Kostoff moved to affirm further negotiations with the developer pending the contract coming before the Board at a later date. Motion carried.

Meeting adjourned at 9:44 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
NOVEMBER 17, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:45 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Ron Sheppard – Engineering Support Services. Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of October 27, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Board of Stormwater Management Minutes for the week of November 3, 2004.

   Gina Kostoff moved approval. Motion carried.

3. Improvement Resolution #1721-2004, *Lindenwood Avenue Drainage Improvements.*

   Nancy Townsend: This is a small-scale project that became necessary when maintenance asked the Engineering Department to look into some sinking pavement and right-of-way area over the top of two existing culverts on Lindenwood Avenue. This is located just south of State, near St. Francis College. We have some existing publicly owned and maintained culverts underneath Lindenwood that are collapsing, pavements starting to sink and guardrail falling in. Based on that, we determined that it requires some equipment that our Maintenance Department does not have, so we recommended getting quotes and having the improvement done by outside contractors. We did prepare plans and obtained three quotes. The low bid was $41,390.00 from T&E, Inc.

   Greg Meszaros: Nancy, this Lindenwood area is a complicated drainage area with Lindenwood Cemetery, St. Francis and others, so can you explain a bit more.
   Nancy Townsend: We are simply replacing existing pipes. We are not increasing the diameter or the slope of those existing culverts. These culverts are seventeen feet deep by the roadway and already it is undermining the roadway, so we are just replacing with the same size pipe.

   Greg Meszaros: Would we expect any downstream conditions to get worse as part of this project?
   Nancy Townsend: No, we would not.

   John Suarez moved approval. Motion carried.

4. Approval of Storm Sewer Contract #2004-ST-12, *Carmike Cinemas* between the City of Fort Wayne and Carmike Cinemas, Inc. to construct a local storm drainage system to serve Carmike Cinemas.

   Nancy Townsend: This area is located on the north end of town, just south of Dupont Road near Diebold Road. This contract will include the installation of approximately 890 feet of storm sewer that would be owned and maintained by the City upon acceptance of the project. It will also include the construction of an adequate detention pond to detain the water. It will be funded entirely with private dollars.

Greg Meszaros: Will this be theater seating or stadium seating?
Nancy Townsend: I understand it will be stadium seating.

Gina Kostoff moved approval. Motion carried.

5. Approval of Professional Service Agreement between the City of Fort Wayne and Woolpert LLP for Resolution #1690-2005, *Burns Boulevard – Pursley Drive Stormwater System Improvements.* Compensation for services performed shall be a not-to-exceed amount of $51,200.00.

   Nancy Townsend: This area is located on the south end of town, south of Paulding between Calhoun and Fairfield in City Council District #5. This project is being administered and designed by Mike Thornson. Mike and I worked on developing this project based on complaints from property owners. It was also identified as a high priority in our GRW Stormwater Project Plan that was completed within the last several months. The contract will include the completion of a technical memo, preliminary and final designs. The work will be completed within 130 days and is a not-to-exceed agreement of $51,200.00.

   Gina Kostoff: When do you anticipate construction to begin?
   Nancy Townsend: Probably late summer or fall of 2005.
   Gina Kostoff: I am very familiar with the area. The residents have a great deal of drainage issues out there.
   Nancy Townsend: It is an active neighborhood and we were able to get a lot of good information from the property owners themselves.

   John Suarez moved approval. Motion carried.

6. Approval of Change Order #1 & Final between the City of Fort Wayne and Maddox Industrial Contractors for RFQ #1975, Work Order #80298, *Tillman/Calhoun Lift Station Rehabilitation* decreasing the original contract price by $4,000.00. Including this Change Order the original contract price will be $38,900.00.

   Ron Sheppard: This decreasing Change Order reflects that we did not use any work allowance.
   Greg Meszaros: Ron, is this a stormwater lift station?
   Ron Sheppard: It is a sanitary lift station, but it was part of the flood package from two years ago. It was originally given a stormwater work order number, so we decided to run it through the stormwater agenda to finish up the project.

   Gina Kostoff moved approval. Motion carried.

7. Approval of Change Order #1 & Final between the City of Fort Wayne and Richland Developing for Resolution #1615-2004, Work Order #80297, *Sunnybrook Acres 1st & 2nd Addition Stormwater System Improvements* decreasing the original contract price by $82,622.82. Including this Change Order the original contract price will be $94,099.98.

   Ron Sheppard: This particular project was to improve the stormwater drainage in the Sunnybrook Acres area. It included adding a sanitary sewer line to replace an existing sanitary sewer line that had some storm inlets tied into it. We have completed that portion of the project. We added one large storm sewer to take away the water that was coming off the side roads. Several property owners were very upset because they were not aware of the side ditching that we were going to do on this project. In fact, we had side ditches almost two feet deep. We enclosed those side-ditches, put a pipe in there and then refilled them.

   In that process, we worked with the contractor to give him enough time to obtain his performance bond. We gave him about six weeks and when he could not come up with the bond, we told him to stop work and then closed out the project. However, we have met with the property owners to let

them know we are not done out there. Obviously, we cannot continue with that particular contractor since he cannot perform the work without the bond.

Greg Meszaros: Ron, if I understand this correctly, we are going to wrap up this project and close it out. We were successful in removing the direct stormwater infiltration in the sanitary system, some work was done on the general drainage, but yet there is work to be done. At a later date you will come back to the Board with another construction project and with a different contractor, am I correct?
Ron Sheppard: Yes, that is correct or we may have our own City staff do it. We had a general neighborhood meeting with the property owners to let them know that we are not finished. We are talking with Planning and Design Services regarding the side ditching to see whether we need to do all the side ditching. As mentioned before, we have told the neighborhood we will return in the spring with a redesign for this particular project.

John Suarez moved approval. Motion carried.

8. Approval of recommendation from Engineering Support Services to accept the work performed by Maddox Industrial Contractors for RFQ #1975, Work Order #80298, *Tillman/Calhoun Lift Station Rehabilitation* as an integral part of the City's stormwater system.

Gina Kostoff moved approval. Motion carried.

9. Approval of Request from Pastor Malcolm Howell and Mr. Alex Early for assistance from the City of Fort Wayne in preparing a privately owned detention pond on the properties located at 4035 Lynfield Drive and 4003 Strathdon Drive.

Pastor Malcolm Howell: Pastor Howell introduced his wife and Mr. Alex Early and his wife to the Board members.

We live in Crown Colony Addition. Our problem is the catch basin and culvert parts are running into our pond that is on our property and they haven't been maintained. It is causing major erosion around the pond. We have lost as much as 5-6 feet of ground and certainly it has affected our property value. We feel the City has some responsibility because these catch basins run directly into our pond. There are three ponds out there and our pond is the only one that has this major erosion because it catches most of the water that comes in.

Jackie Howell, Wife of Pastor Howell: One of the problems is how dangerous it is with the erosion. I have read through a lot of the City's ordinances and safety is one of the big issues. The person who developed the land and installed the pond had to come through the City and they had to have some kind of an erosion plan in place. We have some pictures of the pond that we would like you to consider (pictures are presented at this time). It is very dangerous because the catch basin is exposed and is broken, so the water is gushing through that area and we feel that water is causing this erosion.

When the young children cross Mr. Early's property over to the other side of Crown Colony there is a piece of concrete that is broken off, so it is very dangerous for them. We feel there are a lot of inquisitive children that live in Crown Colony that are still back there because that is where they cross over to the other side to get home. We have told them to stay away from that area because it isn't safe.

Mr. Alex Early: Also, there is an electrical box back there that could even fall into the pond because of the erosion.

Pastor Howell: Once again, I would like to say there are three ponds back there, however, our pond has suffered the major erosion because of the amount of water that is coming into our pond.

I guess the City would have to work with the contractors and approve for them to put in a drain that would take the water away from our pond into the other area. I think the way the pond was put together the City should have some responsibility in remedying this problem.

Gina Kostoff: Just to clarify one or two of these issues. I met with Pastor Howell, Mrs. Howell, Mr. Early and Nancy Townsend to discuss the issues. One of the items that is complicating this situation is the neighborhood covenants specifically state that the maintenance of the easements, which is the pond, is the direct responsibility of the property owners. The Earlys and the Howells believe that because the City's drainage water is going into their pond it is the City's responsibility at some point. There is a legal concern here about how much the City could legally do on private property. Correct me if I am wrong, but this is private property. The pond is directly located on your property, which is not public right-of-way.

Jackie Howell: What do you mean by private property? I'm not sure what you mean, because it says in your ordinance that I am a residential owner. Are you considering that private property?

Gina Kostoff: The pond is located within the property of which you pay taxes. The survey of your land includes a portion or all of that pond as part of your land.

Greg Meszaros: The way it generally works is the stormwater utility owns and operates the pipes themselves. We keep them clean, check the flow inlets and repair the pipe structures. Ponds are the responsibility of the neighborhood association. Typically, they are owned through the Covenant process. So the pond itself and the land around the pond is maintained by the neighborhood association. The pond is considered part of the neighborhood itself. The utility has no land rights to that and we don't accept the responsibility for the maintenance of the ponds.

I am not entirely aware of what has happened in Crown Colony, so maybe Nancy Townsend could give me some input into this situation. Is there any kind of agreement on detention pond maintenance or more specifically, who is to be responsible for this pond?

Nancy Townsend: Crown Colony was developed in 1976 and was reviewed and approved by the County's Surveyors Office.

Greg Meszaros: The City did not review Crown Colony drainage and it was all performed by Allen County and approved by them, am I correct?

Nancy Townsend: Yes that is correct. We rely heavily on the Covenants themselves in situations like this or anywhere else. The Covenants for this particular area in Crown Colony oddly enough show specific lots that are designated for the responsibility to maintain the drainage easements, which include these ponds. Typically, in the 80's and 90's it is spread throughout the entire neighborhood association. In this case, it is specific lot numbers adjacent to the pond (photo provided showing the layout of the pond and homes surrounding such).

Greg Meszaros: Nancy, so you are saying that the two properties of the folks that are here today abut the pond and that they are specifically called out in the Covenants, where the rest of the properties are not? Do you have the Covenant available? (Nancy provides a copy of the Covenant).

Pastor Howell: I was wondering why the specific properties are responsible?

Greg Meszaros: I wouldn't know except you would have to talk with the County Surveyor from 1976 when they agreed to this as part of the Crown Colony development. It was established at the time the area was platted and it runs with the land, so as future property owners who purchase, these Covenants are connected to the property.

Gina Kostoff: I am familiar with a lot of association covenants and this particular one is very unusual to see specific lot numbers given the responsibility for the maintenance of these easements.

Jackie Howell: Please, I would like you to help me understand the easements we are talking about in the Covenants and beside that, we are talking about the stormwater drainage. Are you saying that the system put in by the County at that particular time is the same thing as an easement? I understand that an easement is different from the stormwater drainage.

Greg Meszaros: For the record, let me take a moment to read this Covenant to you.
"All utilities easements as dedicated on the face of the plat shall be kept free of all permanent structure and the removal of any obstructions by utility company shall in no way obligate the utility company in damages or restore the obstruction to its original form. The fifty-foot drainage easement crossing lots 299, 300, 303, 309, 311 and 312 shall be maintained by said lot owners who shall contribute radibly (equally) to the cost of materials used in the repair and maintenance of said easements".

Nancy Townsend: (Comes forward and shows the plat for the particular properties).

Greg Meszaros: So what this says, is that the ponds are contained within these easements. The properties I just read in the Covenant are responsible for the cost of maintaining anything in those easements.

Jackie Howell: When you say easements, can you define easements for me?
Greg Meszaros: (Asks the property owners to come forward and look at the plat to show the area in question). These covenants are saying that the properties that abut these easements are responsible for the maintenance.

Jackie Howell: But we are not talking about the easements.
Greg Meszaros: An easement is a land right and things that are in those easements, in this case it is the pond, and they are the property owners responsibility.
Jackie Howell: But what about the stormwater that drains into this easement? It is the stormwater that is flowing in there that is helping the erosion. You have water running into our easement, because the City's storm system is overflowing into our easements.

Greg Meszaros: The ponds are to hold stormwater that is why they build ponds.
Mr. Alex Early: Other ponds that I see do not have this kind of problem and the banks are not falling in. We have lost about 6 foot of ground or more on each side. If the developers and the City created this before we bought the property.
Greg Meszaros: But sir, when you buy the property these kinds of Covenants run with the property. In 1976 the property owners might have asked the developer for that pond to be constructed there. The City did not have anything to do with that, the County.
Mr. Alex Early: But isn't the City's catch basin tied into the pond?
Greg Meszaros: But sir, ponds are always used to hold the stormwater. We have responsibility to maintain the pipe structure. But this here to me, (looking at copy of the Covenants) and my other Board members may disagree, clearly states that the property owners listed have responsibility for the pond in this easement.

Gina Kostoff: Mr. Early you mentioned you have noticed other ponds not having this kind of erosion, but you have to consider when this pond was built. Different ponds are built at different times and there are different types of technology we use now as opposed to these used in the 70's.

Jackie Howell: You are saying you are responsible for the pipe, so the pipe we are talking about is damaged and broken and that pipe has caused us additional erosion problems.
The pipe you say you are responsible for is the one that is causing damage on our property.

Also, I want to point out (copy of Engineering and Construction Practices is given) it states that, "in accordance to the subdivision, you have an erosion control provision in place".

Greg Meszaros: Yes that is for any new development that occurs in the City.
Jackie Howell: It says any new ones developed or redeveloped.
Greg Meszaros: Redevelopment is redevelopment of a site, not inheritance of sites previously developed. This relates to new development or redevelopment of land that these requirements apply, not for retroactive land developed in the 70's.
Jackie Howell: So how long have the ordinances been in place? Are you saying my land was done before this was in place?

Greg Meszaros: Let me just ask that you step back a bit. We hear your plight. I am not trying to argue that your plight is not real or serious. What the Board has to consider is the implication of a decision like this to the hundreds of other privately owned ponds across the system. We cannot just pick one pond having problems and assume responsibility for investing tens of thousands of dollars in maintaining that pond that clearly have Covenants that say the responsibility lies in different hands. We cannot apply that same process to hundreds of other ponds that might occur in the future. That is what the Board will struggle with. It is not the individual plight of your case, but how this decision will relate to hundreds of other potential ponds in the future.

Mr. Alex Early: I would like to ask the Board if we are responsible for the water going through our pond and should it be maintained by us? What is the City's position on that?
Greg Meszaros: You are responsible for anything that is within the fifty foot drainage easement crossing lots as noted in the Covenants (Greg re-reads the document). It states that if you would put stone down to control erosion the cost of maintaining and constructing would have to be shared equally across the lots that are in this Covenant.

Pastor Howell: Are you saying that the damaged culvert pipes are not contributing to the erosion of the ponds?
Greg Meszaros: We would be willing to help in terms of the repair of those pipes, but as I look (photo provided) at the erosion around the pond, the entire bank of the pond is eroding.
Pastor Howell: Sir, can I come up there and point out another area in the picture where the water drains into the other pond (points out the area in the photo). I don't believe these pipes are sufficient for taking the water out of there, because the Earlys have had water up to their back door.

Greg Meszaros: I think we could even look at that area. If the pipe system that connects the two ponds is insufficient, we could upgrade the pipe perhaps. The cost of restoring this pond and controlling the erosion around the perimeter is the responsibility of the language in the Covenants. The other thing, I would hire a lawyer and have him read this too in terms of the interpretation of the language. We can partner with you here, but we can't carry all the mail.

Pastor Howell: So you are saying you can't partner with us to get this resolved?
Gina Kostoff: No, what he just said was that we can help with the pipes and the part the City's is responsible for, but we cannot maintain that pond. It is not the City's responsibility.
Pastor Howell: Can I ask a question. Has the City ever helped with any other pond in any neighborhood association having these types of erosion problems?
Greg Meszaros: We have never taken responsibility for a pond that had clear Covenants assigned the responsibility to the individual properties or neighborhood association.

Jackie Howell: Can we say that the pipes that are broken the City is responsible for not maintaining those pipes, which according to your ordinance states you are responsible for maintaining? We know there is natural erosion, but the depth of that erosion is caused from something. We think it is because of those broken pipes that has caused some of that erosion. It is depreciating the value of our property and it is dangerous back there. I am not sure who maintains the electrical box back there, but it is not safe because of the erosion around it.

Greg Meszaros: As I stated earlier, I think we can be a partner here in helping to correct some of the problems, but we will not be the only partner financially in making this happen. I will consult a little bit more with Nancy Townsend, but I think there will be some financial responsibility from the property owners that are listed here to correct the problem. The City can help with some of the pipe problems and some of the areas around the pipes and maybe facilitate some of the property owners around here to make it happen. However, we won't simply leave you today thinking we will take care of the whole problem and the cost to do that. I am speaking for myself. I have two other Board members here.
Mr. Alex Early: To me it would be quite a costly situation to get this pond back to what it should be, so would there be any way the City could see that we get a low income loan or some type of financing?

Greg Meszaros: There are six properties that are listed in the Covenants.
Pastor Howell, Jackie Howell, Mr. Early: There are six lot numbers, but they are not being affected.
Gina Kostoff: According to this, they are still responsible. There are six lot numbers, so unless your particular property takes up two or three lots, they are responsible. If there are homes on each one of those lots, than each property owner is responsible.

There are some financing mechanisms available either through Barrett Law, which is low interest loans, but we would have to investigate that further and we may be able to assist you with that.

Greg Meszaros: I would like to have one of our attorneys look this over and we can research some of the options for financing and it would give us more time to sort this out with our Board and Legal staff.

Gina Kostoff moved to table this item for two weeks. Motion carried.

Nancy Townsend: Maybe more time because of the holiday.

Greg Meszaros: We will let you know when we are going to discuss us again or when we have reached some conclusions, so we will give you plenty of notice.
Gina Kostoff: Do we have your contact person?
Mr. Alex Early: You can contact Pastor Howell.
Greg Meszaros: Would Nancy have all your contact information?
Pastor Howell: Yes, they have my information.

Greg Meszaros: Thank you. We appreciate you coming down today.
Jackie Howell: Thank you so much for your consideration and for putting us on your schedule and for your time.

John Suarez: There was a motion to table for two weeks.
Gina Kostoff: I rescind that motion.

Gina Kostoff: I move to table this until further investigation can be done. Motion carried.

Pastor Howell: What is the timeframe until I hear back from you?
Greg Meszaros: I think definitely within the month.

10. Old Business.

11. New Business:

Meeting adjourned at 10:30 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Ryan Chasey, John Suarez and Marilyn Huth. Gina Kostoff – Absent. Greg Meszaros – Absent. Chuck Bailey - Contract Compliance. Mark Gensic, Nathan Baggett, Pat Callahan, Mike Thornson - Planning and Design Services. Ron Sheppard – Engineering Support Services. Nancy Townsend – Development Services. Mike Fruchey – Street Project Management. Kristine Degabriele – Law Department. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of November 17, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1520-03, *Third Street Lift Station Pump/Motor No. 2 Replacement.*

BIDDER	BID AMOUNT
BBC Pump & Equipment	0
Flow-Technics, Inc.	0
Hydro Power, Inc.	0
Invironmental	0
Maddox Industrial	209,800.00
Mason Engineering	202,000.00
Peerless Midwest, Inc.	0
R.E. Crosby, Inc.	**197,000.00**
Engineer's Estimate	220,000.00

3. Improvement Resolution #1531-03, *N.D. 6 Stormwater Detention Basin*

BIDDER	BID AMOUNT
All Star Construction	968,718.00
Bercot, Inc.	478,968.00
Bunn, Inc.	530,945.87
Crider & Crider	378,365.00
Crosby Excavating	**269,160.80**
Dave's Excavating	437,649.75
Earth Construction	339,292.80
Fleming Excavating	283,383.00
Fox Contractors Corp.	326,637.78
Geiger Developing	0
Land Construction Corp.	308,550.00
Poindexter Excavating	543,378.50
Pyramid Excavating, Inc.	0
Scheidleman Excavating	389,899.86
Engineer's Estimate	446,696.00

4. Approval of Construction Contract #87-43-15 (11), *Sewer Televising* between the City of Fort Wayne and Dreier and Maller, Inc. in the amount of $67,369.85.

John Suarez moved approval. Motion carried.

5. Approval of Professional Services Agreement between the City of Fort Wayne and ADS Environmental Services for *CSO Flow Metering*. Compensation for services performed shall be $143,287.75.

Pat Callahan: We have two requirements to monitor our CSO discharges, 1) EPA Administrative Order and 2) NPDS Permit. Approximately fifty sites will have to be monitored and because it is now within our permit, we will have to monitor these for the next five years. We have been doing flow monitoring through consultants on a temporary basis. Currently, we have a consultant that is monitoring eighteen of our sites. We haven't been very pleased with their work and after looking at the budget for next year we decided we might be able to do this less expensively in-house. This contract is for the purchase of the meters, software, training of our personnel to do the meter maintenance and downloading and analyzing the data from the meters. This is a change moving from consultant work to work in-house. We are going to try this for fifteen meters and if it works, we will eventually do all fifty in-house.

Ryan Chasey: Do you have a savings estimate for doing this in-house?
Pat Callahan: We put together what we budgeted for next year for thirty-eight meters and our preliminary estimate of what it is going to cost to buy and install fifty meters and man the project, at least for estimating purposes, is about the same cost. The savings is the difference between doing thirty-eight meters and fifty meters. Also, we think there will be some benefits in having quality control in-house where the turn around would be faster and then we would gain the knowledge in-house that we didn't have before.

John Suarez moved approval. Motion carried.

6. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC for the *Griswold Lift Station Improvements*. Compensation for services performed shall be a not-to-exceed fee of $18,300.00.

Nathan Baggett: This Professional Service Agreement entails the designing of a permanent structure to allow access to the forty-two inch line, which when surcharged, overflows into the Griswold Lift Station. This station is the old station sitting between the new river greenway trailhead and the soccer field in front of the filtration plant (map is shown). Currently, the only way to access this regulator is by a wet well on the lift station. However, the wet well's access is inadequate for cleaning equipment and personnel to properly work. According to the original drawings the regulator is approximately 60 plus years old and reinforced concrete. We wish to extend this to ground level to allow adequate access for cleaning crews.

7. Approval of Professional Services Agreement #1519-2003 between the City of Fort Wayne and DLZ Indiana, LLC for the *Morton Street Pump Station Bar Screen*. Compensation for services performed shall be a not-to-exceed fee of $20,900.00.

Nathan Baggett: Morton Street Lift Station is located at Morton Street and Edgewater, along the Maumee River (map is shown). The goal here is to eliminate safety hazards for our maintenance crews by eliminating the manually raked bar screen and drying area and installing a grinder and separation wall. In order to do this the east wall of the sanitary pump station will have to be removed in part and a rolling steel door will be put in its place. All this is structural engineering work for both pump stations. DLZ will take these projects through preliminary and final design, fitting and construction for the not-to-exceed amounts of $18,300.00 for Griswold and $20,900.00 for Morton Street. The schedules for these projects will be carried out simultaneously. Planning and Design Services recommends approval for both of these agreements based upon professionalism and the expertise of DLZ.

Mark Gensic: Our lift station projects have had a good year, but they are one of the higher priorities of our Citizen Sewer Advisory Group. These lift stations play a vital role in making sure we minimize the times people have backup during storm events and to make sure the sewers are pumped down during flood fighting events when the rivers are up. These stations are old. We are trying to identify individual items within the pump stations and just get them repaired or replaced. You will probably be hearing more about the Morton Street Pump Station in the future. In the past, it has been one of our most problematic pump stations. We are making improvements every year and making them more reliable to serve our sewer customers and to help in flood fights.

John Suarez moved approval of Item #6, Griswold Lift Station and Item #7, Morton Lift Station. Motion carried.

8. Approval of Amendment #2 for Professional Services Agreement between the City of Fort Wayne and Geotivity for *Two CSO Meters*. Compensation for services performed shall be $1,800.00.

Pat Callahan: This is the other side of the project I just presented. This is the consultant that already has meters in place. What we are doing with this Amendment is relocating two CSO meters. In all fairness, the City personally selected the site for these meters and we are not receiving good meter readings at this site, so we are moving them to another site.

John Suarez moved approval. Motion carried.

9. Approval of Water Contract #2004-W-26, *Nelson Hazelett Road Water Main Extension*, between the City of Fort Wayne and Stephen and Patricia Nelson to construct a water main system to serve Nelson Hazelett Road. The project is privately funded and is located outside the City.

Nancy Townsend: This project is located in the northeast part of town. This project came before the Board a few weeks ago and was tabled because of a change in design from the developer. We are here before you now for approval because the project has been finalized and the reimbursement area has been better defined and costs have been calculated. This includes a total of 1100 lineal feet of six-inch ductile iron water main to serve some existing and undeveloped properties, just west of Cherry Hill and along Hazelett Road. The project is privately funded.

John Suarez moved approval. Motion carried.

10. Approval of Water Contract #2004-W-27, *Carmike Cinemas, Inc.* between the City of Fort Wayne and Carmike Cinemas, Inc. to construction a water main system to serve the Carmike Cinemas. The project is located inside the City. The project is funded privately and with Utility Capital.

Nancy Townsend: This project is located on the north side of town, near Dupont and Diebold Road. It is a twenty-five acre development that will include the Carmike Cinemas and some commercial outlots. It involves the installation of 1000 lineal feet of twelve-inch ductile iron water main. The utility has requested oversizing for 900 feet of the project along Diebold Road making our share of the cost $9,343.99. The remaining funds will be paid by the developer.

John Suarez moved approval. Motion carried.

11. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7016-04, *Miscellaneous Construction Package 3D-04* increasing the original contract price by $489.10. Including this Change Order the new contract price will be $7,339.10.

Mike Fruchey: This package has an overall increase of seven percent. Basically, the additional dollars were needed for curb work for the drive approaches that we put in.

John Suarez moved approval. Motion carried.

12. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7025-04, *Miscellaneous Construction Package 5A-04* increasing the original contract price by $2,188.75. Including this Change Order the new contract price will be $29,243.75.

Mike Fruchey: This represented an eight percent overage, which is still within our established departmental goal of ten percent. This had to do with a cost agreement form not coming back from the property owner by the deadline. We bid out the project not believing that we were going to do this property owners drive approach because the form was not returned. The property owner was out of the country at the time and when they returned they did submit the form and we were able to incorporate the work into the project. The majority of this overage has to do with doing the drive approach for that particular property owner.

John Suarez moved approval. Motion carried.

13. Approval of Change Order #1 & Final between the City of Fort Wayne and Robbco, Inc. for Contract #04-03, *Restoration of WPCM Utility Cuts* increasing the original contract price by $23,531.42. Including this Change Order the new contract price will be $102,198.42.

Ron Sheppard: This is the second year we have done a contract like this with Robbco. This particular contract does have a major overrun. The sewer maintenance department corrected a major drainage problem on Eastbrook Drive. The asphalt quantity is the major part of this Change Order. When we put these together we take our best estimates of what we feel we are going to use during the year, so if you look at the Change Order you will see there are a number of items we did not use. We used about $35,000.00 worth of ten-inch asphalt street and that is the major portion of this Change Order. We had some additional restoration costs in the easements that we did not expect, but when sewer maintenance goes out to fix the area we have to restore it for the property owners.

John Suarez moved approval. Motion carried.

14. Approval of recommendation from Engineering Support Services to accept the work performed by Bunn Excavating, Inc. for Construction Contract #584-1998, *BA Northside Park Area Storm Sewer A-2* as an integral part of the City's storm sewer system.

John Suarez moved approval. Motion carried.

15. Approval of Encroachment License Agreement between the City of Fort Wayne and Club Soda, at 235 East Superior to place an awning to encroach the right-of-way on Superior Street.

John Suarez moved approval. Motion carried.

16. Approval of Full Release of Escrow received from Bunn Excavating, Inc. for Construction Contract #584-1998, *BA Northside Park Area Storm Sewer A-2* in the amount of $101,791.34.

John Suarez moved approval. Motion carried.

17. Approval of State Revolving Funds for WPCP Headworks in the amount of $382,530.00.

John Suarez moved approval. Motion carried.

18. Approval of General Accounting Claims in the amount of $5,052,979.07 for the week of November 10, 2004.

John Suarez moved approval. Motion carried.

19. Approval of General Accounting Claims in the amount of $4,274,352.40 for the week of November 24, 2004.

John Suarez moved approval. Motion carried.

20. Old Business:

21. New Business:

Meeting adjourned at 9:30 a.m.

Absent
Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
DECEMBER 1, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, Ryan Chasey, John Suarez and Marilyn Huth. Greg Meszaros – Absent. Chuck Bailey - Contract Compliance. John Perlich – Information Services. Mark Gensic, Nathan Baggett - Planning and Design Services. Ted Nitza, Mary Jane Slaton – Water Resources. Ron Sheppard – Engineering Support Services. Nancy Townsend – Development Services. Mario Trevino – Transportation Engineering Services. David Ross – City Engineering. Justin Brugger – City Utilities. Tom Pallone – Development Services. Kristine Degabriele – Law Department. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of November 24, 2004.

   John Suarez moved approval. Motion carried.

2. AWARD: Resolution #1520-2003, *Third Street Lift Station Pump/Motor #2 Replacement* to Robert E. Crosby, Inc., in the amount of $197,000.00. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

3. Approval of Resolution #91-336-3 to reschedule the Remonstrance Hearing regarding the value of the North System of AquaSource. The Remonstrance Hearing is proposed for January 12, 2005.

   Ted Nitza: In October we scheduled the Remonstrance Hearing for December 1st regarding the condemnation value of the northern assets of AquaSource, both drinking water and sanitary sewer assets. Since October, AquaSource has shown interest and progress has been made to instead, negotiate out an agreed purchase of those same assets. Although the outcome is not certain, the discussions have been productive and the City wishes to provide additional time to continue this dialogue. The resolution before you today cancels the Remonstrance Hearing scheduled for December 1st. The hearing has been rescheduled for January 12, 2005 and requires AquaSource to be notified of this proceeding. I do recommend approval of this Resolution and can address any concerns you may have.

   John Suarez moved approval. Motion carried.

4. Approval of Construction Contract #601-2004, *North McMillen Park Area Storm Sewer Project, Contract C* between the City of Fort Wayne and Geiger Developing in the amount of $1,585,028.98. The date for Council is set for December 14th.

   Ryan Chasey moved approval. Motion carried.

5. Approval of Professional Services Agreement between the City of Fort Wayne and the Secant Group, LLC for *Program and Project Management for City Utilities Capital, Regulatory and Operating Programs*. Compensation for services performed shall be $150,000.00.

John Suarez moved approval. Motion carried.

6. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC for Design Engineering Services for the Lane Reduction/Sidewalk Widening of Clinton Street: Freiman Park Driveway to Superior Street. Compensation for services performed shall be a not-to-exceed fee of $13,500.00.

Dave Ross: This project is located just outside the City County Building along Clinton Street on the east side of the roadway. It is part of the downtown improvement district blueprint projects and will be eliminating the east lane and widen the sidewalk. It will provide a better pedestrian walkway between Freiman Park and Headwaters Park. This has already been investigated through traffic analysis and we have run it by the Indiana Department of Transportation, since Clinton Street is also US 27. We want to fast track this project because all of the patching you have seen on Clinton Street is the first part of the work being done by the Indiana Department of Transportation to resurface Clinton Street. We are all set to go we just need approval to start the engineering.

Ryan Chasey moved approval. Motion carried.

7. Approval of Sanitary Sewer Contract #2004-S-40, *Stellhorn Crossing Office Park Phase 1 Sanitary* between the City of Fort Wayne and Maysville Park Development, LLC to construct a local sanitary sewer system to serve Stellhorn Crossing Office Park Phase I. The project is privately funded, located inside the City, and is in a green zone.

Nancy Townsend: Stellhorn Crossing is located on the northeast side of the City, near Wheelock and Stellhorn Roads. It is a short extension of the sanitary sewer system that includes 80 lineal feet of 8-inch sewer that will serve the commercial development in that area. It consists of 22.6 acres.

John Suarez moved approval. Motion carried.

8. Approval of Change Order #1 & Final between the City of Fort Wayne and Benchmark for Contract #6927-04, *Beechwood Drive* decreasing the original contract price by $2,167.72. Including this Change Order the new contract price will be $111,432.28.

Mario Trevino: This Change Order involves less concrete quantity used for curb and residential drive and ramps. We also used less backfill behind the curb. We used more walk and alley approach quantity and more compacted aggregate and bed coarse material. We used less milling than anticipated and traded off some surface quantity for binder quantity, which resulted in a decrease Change Order for $2,167.72.

Ryan Chasey moved approval. Motion carried.

9. Approval of Change Order #1 & Final between the City of Fort Wayne and API Construction Corp. for Contract #7010-04, *Flood Emergency Access Road* increasing the original contract price by $2,022.19. Including this Change Order the new contract price will be $27,202.19.

Mario Trevino: This project runs through the Foster Park area and the bulk of this Change Order has to do with more mulch seeding quantity than anticipated. It was likely because of the heavy equipment coming and going over that area that we needed to restore it.

Gina Kostoff: Now that this project is completed and we have seeded over the area, is there any plan to mark it with a sign?
Mario Trevino: I am not aware of any, but that is a very good idea and something we would consider.

John Suarez moved approval. Motion carried.

10. Approval of recommendation from Engineering Support Services to accept the work performed by Crosby Excavating for Resolution #2004-S-08, Work Order #74885, *Bluffton Road–Subway Sanitary Sewer* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

11. Approval of recommendation from Engineering Support Services to accept the work performed by Knecht Excavating for Construction Contract #2004-S-26, *Coldwater Centre Sanitary* as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

12. Approval of recommendation from Engineering Support Services to accept the work performed by Knecht Excavating for Construction Contract #2004-W-14, *Coldwater Centre Water Main* as an integral part of the City's water distribution system.

Ryan Chasey moved approval. Motion carried.

13. Approval of recommendation from Engineering Services to accept the work performed by Crosby Excavating for Construction Contract #1586-2003, *Philley Avenue Sanitary Sewer* as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

14. Approval of Escrow Agreement between the City of Fort Wayne and Geiger Developing for Resolution #601-2004, Work Order #74939, *North McMillen Park Area Storm Sewer, Contract C.*

Ryan Chasey moved approval. Motion carried.

15. Approval of Full Release of Escrow received from Crosby Excavating for Contract #1586-03, *Philley Avenue Sanitary Sewer* in the amount of $11,660.13.

John Suarez moved approval. Motion carried.

16. Approval of Barrett Law Claims in the amount of $3,925.36 for the week of December 1, 2004.

Ryan Chasey moved approval. Motion carried.

17. Old Business:

18. New Business:

Nancy Townsend: Ravens Cove is a development located on the northwest part of town. It is at the corner of Huguenard and Cook Roads. It is a single-family residential development with approximately 120 lots. The development will be extending sanitary sewers and water mains to serve this development. The water main project will involve nearly 6,000 lineal feet of water main in total. Part of the project we are requesting oversizing in order to extend our system to the northwest area for future development and the provision of City water service. It does include nearly 1300 lineal feet of oversizing from 6-inch to 12-inch water main. The developer has hired a contractor to perform the work onsite. With the weather conditions, they would like to put roads down using asphalt however; the asphalt plants are scheduled to close within the coming weeks. They would like to get the water mains installed underground and be able to

put the streets on top of them and have indicated that desire to us. However, we have not received all of their information for their contracts to bring to the Board for approval. We are requesting an affirmation of sorts to support the project and allow them to move forward with the construction of the water main, prior to the official approval of their contract. The total estimate for the City Utilities portion for the oversizing is $17,232.40. We do have three quotes confirmed from contractors with non-inclusion affidavits attached. We are still waiting for all the contract information, as well as the signed contracts back from the developer.

Gina Kostoff: Do you have any understanding of what the holdup is in getting the contracts back to us from the developer?
Nancy Townsend: No.
Gina Kostoff: I am a little uncomfortable in moving forward and approving these without an official contract or a Notice to Proceed. These items protect both the City and the contractor from liability. That being said, given the weather conditions and the fact that the asphalt plants will be closing I can see the need to affirm. I would like to send a message to our contractors and developers that it is imperative that paperwork be returned quickly before the Board acts in any official capacity on any of this.

Gina Kostoff: I will move to affirm the Ravens Cove water and sanitary development prior to official Board approval at the risk and liability of the contractor and developer only. The City will assume no liability at this level.

John Suarez moved approval. Motion carried.

Meeting adjourned at 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
DECEMBER 1, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:21 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez and Marilyn Huth. Greg Meszaros – Absent. Ron Sheppard – Engineering Support Services. Michelle Nelson – Public Works Administration. Justin Brugger – City Utilities. Nancy Townsend – Development Services. Tom Pallone – Development Services. Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of November 17, 2004.

   John Suarez moved approval. Motion carried.

2. Improvement Resolution #1722-2004, *North Highlands Boulevard/Yale Drive Storm Drainage Improvement* in the amount of $47,095.00.

   Tom Pallone: (photos provided) the people in the picture are standing on Yale Drive, which is the North Highlands/Yale Drive Storm Drainage improvement. They are standing on an undeveloped portion of Yale Drive. The water in four directions comes down to these points. There are some storm sewers in the area, but they do not seem to be working properly. This project will add storm sewers on North Highlands Boulevard, Stanford Drive and Yale Drive. We received three bids from different contractors and all are under $75,000.

   John Suarez moved approval. Motion carried.

3. AWARD: Resolution #1531-2003, *N.D. 6 Stormwater Detention Basin* to Crosby Excavating in the amount of $269,160.80. Contract Compliance concurs with this award.

   Ron Sheppard: In reviewing the bids we found an error on Crosby's bid on Item 26. They had their unit price the same price as their final amount. We contacted Crosby about the error and found it was an error on their part. They meant to have the final amount as shown. The unit cost will be $31.40 per foot and we wanted to clarify that item with the Board. We do have a faxed copy from Crosby's office stating that will be the unit cost.

   Gina Kostoff: Does that change the outcome?
   Ron Sheppard: That does not change the final outcome, but it would have increased the bid dramatically if we did not have that clarification. All the numbers that were written in for the final contract price are the same that were stated at the Board opening last week.

   John Suarez moved approval. Motion carried.

4. Approval of Resolution #1618-04, condemning and appropriating real property for use by the City of Fort Wayne for the *Sunshine Avenue/Garden Club Drive Storm Sewer Improvements*, between the City of Fort Wayne and property owners of Sunshine Avenue/Garden Club Drive.

Justin Brugger: This project is located north of Cook Road and across the street from Smith Field Airport. It is in a residential area with unimproved streets and has an antiquated tile drainage system. Currently, it is served by 15-inch main lines with 8-inch laterals that serve the mid block areas. There has been extensive flooding on a number of lots including garages and outbuildings. Some of the property owners are concerned about water creeping up close to their homes. On August 6 of last year, this Board entered into an agreement with the Troyer Group, an engineering consultant firm, for the design of improvements to this area. This project follows the recommendation of that study which includes upgrading the 15-inch main lines with 36-inch storm sewer and upgrading the laterals from 8-inches to 12 inches. The project will be approximately 2400 lineal feet in length and funded with stormwater utility revenues.

Twenty-one property owners and twenty-three easement interests have been identified to be acquired by the City in furtherance of this project. Twelve have agreed to convey their easement interest to the City in lieu of condemnation in consideration of the benefits provided by the project. Two are continuing negotiations with the City. A list of the remaining property owners is attached to the Resolution and shown in Exhibit A. It is necessary to condemn and appropriate these easement interests in order to complete the project. This project is of public utility benefit and benefits the affected property owners. A hearing date has been set for December 22nd, 2004 at 10:00 a.m. at this location.

Gina Kostoff: Have the property owners that have not signed over their parcels to the City been contacted? Have they indicated a willingness to do so? Is there a delay in returning the paperwork?
Justin Brugger: Yes. They have all been mailed their paperwork and we have contacted them. They have indicated they are going to sign their paperwork, but we haven't received it back. It has been several months now and we need to move the project forward.

John Suarez moved approval. Motion carried.

5. Old Business.

6. New Business.

Meeting adjourned at 9:26 a.m.

absent
Greg Meszaros, Chairman

Regina A. Kostoff
Regina A. Kostoff, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
DECEMBER 8, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, Ryan Chasey, John Suarez and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Chuck Bailey - Contract Compliance. Mark Gensic, Nathan Baggett - Planning and Design Services. Ron Sheppard – Engineering Support Services. Michelle Kyrou – Development Services. Mario Trevino – Transportation Engineering Services. Kristine Degabriele – Law Department. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of December 1, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1660-04, *High Service Pumps 11 & 12 Improvements.*

BIDDER	BID AMOUNT
Industrial Piping	0
Maddox Industrial	**97,000.00**
Mason Engineering & Construction	126,300.00
Peerless-Midwest Inc.	121,700.00
Phil Rorick Electric Inc.	0
R.E. Crosby Inc.	0
Shambaugh & Son	103,030.00
Engineer's Estimate	$132,000.00

3. RECEIVE BIDS: Improvement Resolution #1717-04, *General CIPP 2004 Package #3.*

BIDDER	BID AMOUNT
American Water Services	1,109,800.00
Insituform	**894,940.00**
Kokosing	1,074,982.50
Reynolds Inliner	1,201,931.50
Sewer Optical Services	0
Engineer's Estimate	$857,680.00

4. Approval of Resolution #1642-2004, *Trier Road Sanitary Sewer Replacement.*

   Nathan Baggett: Trier Road Sanitary Sewer project is to take place between Windswept and San Pedro Drives, more generally between Lahmeyer and Maysville Roads. This sewer is part of the service previously under Inbalco. It has sections of pipe with large sags, offset joints and some backward slopes. Cured-in-place lining of pipe bursting methods and other trenchless methods cannot alleviate these deficiencies, so the only option is to dig them up and replace them. The project entails the oversizing of the existing 15-inch sewer with a 24-inch PVC sewer and the installation of 10 new manholes. The pipe is being upsized to better handle current flows that were not anticipated when the pipe was originally put in place. The project is

to be completed by next Fall and will need Council approval. I will be happy to entertain any questions from the Board.

Ryan Chasey moved approval. Motion carried.

5. Approval of Amendment #1 for Professional Services Agreement between the City of Fort Wayne and Earth Tech for Resolution #1658-2004, *Engineering Services and Compensation Revisions for the Cedarville Dam Improvements*. Compensation for services performed shall be a not-to-exceed amount of $97,174.00.

Nathan Baggett: The existing Professional Service Agreement with Earth Tech was to assess existing conditions, perform surveys, address problems and develop improvement alternatives for the Cedarville Dam. The original agreement did not provide for any design of any projects, but reads that an Amendment can be made to incorporate the actual design. That being said, the water capital has allocated monies for design and construction of improvements to the Cedarville Dam. The Amendment before you will secure the professional services for Earth Tech through preliminary and final design, bidding and construction. Due to the structure and geotechical facets of this project, Planning and Design recommends approval. It is important to spend money on this project because it is an important part of our water resources and infrastructure. It is considered a high hazard dam by the corp of engineers. It is not structurally unstable or in danger of failure. It is inspected and monitored on a daily basis. The repairs being made are mainly spot repairs to concrete and steel. The largest part is reinforcing the bank, along the west side that has eroded. The design scope has been set for a not-to-exceed fee of $97,174.00 bringing the total of the Professional Service Agreement to over $100,000.00. Council approval will be sought on this issue.

Gina Kostoff: Nathan, I noted that this is Amendment #1 for this PSA, are you anticipating additional Amendments?
Nathan Baggett: No, additional. This will be a one and only Amendment.

John Suarez moved approval. Motion carried.

6. Approval of Amendment #1 for Professional Services Agreement between the City of Fort Wayne and Solomon Diving, Inc. for Resolution #1588-2003, *North/South Reservoir Inspection*. Compensation for services performed shall be $4,850.00.

Mark Gensic: Nearly ten years ago we inspected our finished water reservoir and it was time to inspect it again in 2004. We budgeted for this project and recently completed that inspection. We now have good documentation of the underwater structural condition of the concrete, pipe leaks, etc. that may be in the bottom of that reservoir. We are going to analyze and incorporate this information into our capital program. It was especially important to gain some information for an upcoming design of our new multi-million dollar north pump station. This increase in fee was for some additional inspection work that we asked for based upon what we were seeing during our first day of diving, so basically they had to return and do some more work for us.

Ryan Chasey moved approval. Motion carried.

7. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for *2005 Program Management for Wastewater Lift Station Capital Projects*. Compensation for services performed shall be $130,000.00.

Mark Gensic: I am here to talk about several items on the agenda relating to our annual capital program and the engineering support services that are needed to supplement the man hours done by our Planning and Design Department. The first one is with Bonar Group for the lift station capital project. Also, I will be talking about Hometown Engineering and Malcolm Pirnie.

Gina Kostoff: Mark, would you like me to take all three of these items together?
Mark Gensic: Yes. I do have some important information on these projects.
Gina Kostoff: Before you go any further, let me read the next items before we move forward.

Mark Gensic: This is the time of year that we do our capital planning for next year. We have been working on this for the last couple of months. We review what we have accomplished from the previous year and review the status of all of our bond issue projects and all three utilities: water, sanitary sewer and storm. We continue to visit our priorities for the following year. With a limited amount of money available, we are constantly checking the money we do have available against the priorities in the system.

We have quite a bit of work to do with our lift stations. We had a very good year in 2004, but we have over 340 miles of combined sewers and 880 miles of sanitary sewers and they do slope to our rivers and toward our interceptor sewers. Some of them need to be lifted back up to a higher elevation so they continue to flow to our plant. The Sewer Advisory Group advises us often that we need to eliminate basement backups because that is one of their highest priorities. Without these lift stations we would have basement backups. Our top goal for the whole program is to keep the pumps running, keep the electrical, system controls and communication link with the plant.

Some of these things I am discussing here are related to the other two Professional Service Agreements. We do sewer repair. We have a sewer capacity program. We do master planning and we do our annual capital planning and projects that are not easy to get across the finish line and out for bid. There is a lot of planning and specification writing that goes with each of those projects.

Nathan Baggett, Brian Panzer, Doug Fasick, Cheryl Cronin, Paul Powers, Kent Halloran are the people who work on this program as a team and we share different areas of expertise and knowledge to move these projects forward.

These are some highlights of what we have completed in 2004. We have completed Steeple Chase Lift Station, Engle Road Emergency Resolution. We have repaired the damage to the Tillman/Calhoun lift station that was damaged during the flood. Currently we are under construction with Rothman Road, Lake Forest Lift Station, Oak Point, Slide Gate and we have more coming next year.

Kent Halloran with Bonar Group has done an excellent job of coordinating projects and answering directly to the needs of these lift stations. In 2005 we plan to do more work on Coverdale, Morton Street, Nebraska, Evard Road and Third Street. We will probably do about 1.6 million in lift station work. Are there any questions on the Lift Station Program?

8. Approval of Professional Services Agreement between the City of Fort Wayne and Hometown Engineering, LLC for *Program Management for Plant Capital Programs.* Compensation for services performed shall be $81,000.00.

Mark Gensic: The next PSA is with Hometown Engineering. Ethel Morgan is a registered professional engineer who has been assisting us the last two years and we would like to renew her annual contract. She has been working both at the water plant and water pollution control plant. Next year we anticipate her transferring and doing more work for the water pollution control plant. We have a number of projects listed including a water line in the lab building, centrifuge building, garage work, Sluice Gate rehabilitation, clarifier mechanisms, some security projects, environmental control projects, our pond and pond gates. A lot of the projects we are doing out there are in support of our NPDES permit that we recently received from IDEM and EPA. We make promises to the regulatory authorities that we are going to make improvements, so we can continue to do a good job with our sewage treatment plant process and we have to follow-up with these projects.

We have not made our assignments yet for next year. This is a combination because some projects go to Ethel, Andrew, Nathan, others and myself. The fee for that is $81,000.00. Ethel is part-time, not full time.

Ryan Chasey: Mark, you said this is the third year for this contract, so has this contract grown in scope?
Mark Gensic: Actually, it has stayed the same. In fact, I have reduced the amount of time she is working. We may be using her one more year after this, but as we develop our own internal staff I would anticipate we are one or two years of not having Hometown Engineering as an in-house consultant. We are gradually starting to see the results of our hiring and development of our internal staff.

9. Approval of Professional Services Agreement between the City of Fort Wayne and Malcolm Pirnie, Inc. for *Master Utility Program Management*. Compensation for services performed shall be $392,700.00.

Mark Gensic: Malcolm Pirnie brings some exceptional service to the City and are very much needed in our program. They bring engineering man-hours, because we do not have enough man-hours or staff in-house. They bring experiences of other cities of similar size and that is an important thing for us to be benchmarking with other communities and see what they are doing. Their national experience helps us in that area. They bring project support and flexibility to us. Paul Powers is an extremely talented and experienced engineer whom we can use in different areas within our program. He will perform administrative duties, selected in-house studies, engineering designs and coordination with our other city departments. He also is assisting us in our wastewater system master planning, including engineering and project management.

The focus areas for 2005 are going to include feasibility studies and planning associated with our regional sewage pump stations. The goal of these studies is to provide long term cost efficient projects avoiding the construction of smaller lift stations and setting the framework for future elimination of existing lift stations. He is involved with our combined sewer capacity improvement program. He will be managing a couple of the sewer separation projects and some of our targeted higher priority subbasin. That includes also property easement acquisition, review of other consultant engineering design work and bid review. He is also involved in our north Maumee sewer capacity improvement program. Beside Paul Powers services, there are some additional 720 hours of other engineering support personnel within their firm.

Greg Meszaros: Malcolm Pirnie has been integral to our whole wet weather strategy for regulations. They run and hold all of our computer simulations of all of our various sewer systems, which we often ask them to run simulation models. We have the option to exercise to bring in additional assistance to respond to regulatory challenges that pop up from EPA and IDEM. I travel to Chicago to meet with them and you never know what is going to pop up. They bring national experience to the table that we need in these negotiations at times with EPA.

Mark Gensic: In summary, we hear regularly from Members of the Board and City Council that we spend a lot of money on consultants. I am here to say, yes we do. We do hire a lot of these engineers and that is how we get these capital projects designed. They are the ones doing these drawings and specifications that are part of the bid packages that you process. We are improving that every year. We continue to hire more. We budget for more in-house staff and we develop. I can only hope that we are always able to support and pay them the salaries to keep them here and not training them for other consulting engineering firms.

Greg Meszaros: I would like to amplify Mark's comments. Mark does a very good job of developing our own engineers, so that we don't have to rely as much on outside engineers. Through his personal work, we have brought in three new engineers within the last few years. Nathan Baggett appeared before you today and I'm sure the Board has watched him grow in terms of maturity and confidence. This year's set of program managers is one less, Judy Cleland is no longer under contract with us because of our own internal efforts to build our own.

A few years ago our own program managers, in response to Board and Council's request to control costs from outside engineers, made a decision to direct a contract with individual engineers as contract employees, which many of these program managers are. It significantly reduced our overhead and our hourly rates for those engineers as opposed to hiring them through their firms.

We made a commitment particularly this year that hourly rates for our program managers would not increase greater than the rate of inflation. This is the same standard we hold our own employees to and the contracts before you today reflect that sentiment. I think we presented today a nice value package in terms of a balance between the outside engineers and the contract engineers.

Gina Kostoff: So our plan is to continue to grow our in-house staff and to develop them along thus eventually reducing the outside engineers. I do understand there will be some projects beyond the scope of our internal staff to manage and to design, but the goal is to hire and develop our engineers to be able to take on more and more of these challenges, is this correct?

Mark Gensic: Yes. The natural cycle for developing a professional engineer is a four-year college degree, four years of experience and then they are eligible to take their test and become a licensed engineer. The State of Indiana has a mandate that states they have to be qualified or they could cause harm to the general public by their designs. We want a 12 to 15 year experienced engineer every time, however, they are the ones most sought after by private firms so it is a challenge but we are making good progress every year.

Gina Kostoff: Are our new engineers working closely with the experienced consultants to gain some of that knowledge and expertise?
Mark Gensic: That is a good question. In fact, on some of our bigger projects coming up we are embedding some engineers into these firms as part of our design project, which is a good process to see how things are designed within other firms.

John Suarez moved approval of Item #7 - Bonar Group for $130,000.00
Item #8 - Hometown Engineering, LLC for $81,000.00 and
Item #9 - Malcolm Pirnie, Inc. for $392,700.00 Motion carried.

10. Approval of Sanitary Sewer Contract #2004-S-41, *6820 Winchester Road – Hart Property Sanitary*, between the City of Fort Wayne and Martin P. Hart to construct a local sanitary sewer system to serve 6820 Winchester Road – Hart property. The project is privately funded, located inside the City and is in a yellow zone.

Ryan Chasey moved approval. Motion carried.

11. Approval of Water Contract #2004-W-28, *Stellhorn Crossing Office Park* between the City of Fort Wayne and Maysville Park Development, LLC to construct a water main system to serve Stellhorn Crossing Office Park. The project is privately funded and located inside the City.

Michelle Kyrou: This project is a twenty-two and a half acre development located near Stellhorn and Maysville Roads. It is being developed to serve seven tracts and the total water main being installed is 758 feet of 8-inch ductile iron pipe.

John Suarez moved approval. Motion carried.

12. Approval of Water Contract #2004-W-29, *Raven's Cove* between the City of Fort Wayne and Raven's Cove Development Company, LLC to construct a water main system to serve Raven's Cove. The funding source for this project is private and with Utility Capital. The project is located outside the City.

Michelle Kyrou: This development is located on the north side of Cook Road and west side of Huguenard Road. This is approximately a 40-acre parcel that is going to serve 124-lot subdivision. Currently only Section I, 51 lots is being platted at this time. However, the infrastructure for the entire subdivision is being installed. This project will have oversizing from a 6-inch to 12-inch for 1,275 feet of pipe along Huguenard Road. The total for the oversizing will be approximately $17,000.00.

Ryan Chasey moved approval. Motion carried.

13. Approval of Change Order #1 & Final between the City of Fort Wayne and Newell Construction for Contract #7011-04, *Woodland Lake Street Improvement*, decreasing the original contract price by $6,357.42. Including this Change Order the new contract price will be $99,513.23.

Mario Trevino: This project is in the 2nd District. The bulk of this final change order before you now is for extra quantity for compacted stone and concrete pavement that we did not use. We added this in the planning stage in the event we needed to undercut and use more compacted stone or if we encountered additional deteriorated slabs, we did not, so we saved quantity on both those two items. Attached to the Change Order we have imposed eight days of liquidated damages to Newell Construction for the late completion of the project. The result is a decreasing Change Order for $6,357.42.

John Suarez moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7019-04, *Miscellaneous Construction Package 5B-04*, increasing the original contract price by $539.80. Including this Change Order the new contract price will be $84,799.80.

Mario Trevino: This project is in the 5th District. There are about five different locations involved in this particular miscellaneous package. With this Change Order we used less quantity for walk and curb ramp construction. When we went back a little further on some of the residential drives to achieve some positive drainage, we had additional quantities there. We added in areas where curb was needed behind the walk to keep back the properties side of the lawn. On the Lafayette Street portion of the project, we were required to use bricks in the curb ramps as per state specs. They use manufactured brick that have the truncated domes. Our particular spec we use a template on concrete. We wanted to comply with their particular specifications, so we had an additional item in that respect. We had to go further back on a commercial drive approach at the tobacco store at Sherwood Terrace and Lafayette Street. The increase Change Order was for $539.80.

Ryan Chasey moved approval. Motion carried.

15. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #7025-04, *Miscellaneous Construction Package 5A-04* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

16. Approval of recommendation from Transportation Engineering Services to accept the following streets in Creekwood Subdivision, Section V: Rosner Crossing (852 LF) and Keswick Lane (606 LF) as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

17. Approval of recommendation from Transportation Engineering Services to accept the following streets in Stellhorn Crossing: Center Gate Boulevard (230 LF) and Medina Cove (488.94 LF) as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing for Resolution #2004-S-33, *Ashton Pointe Section I-Sanitary* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

19. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $3,856.20.

John Suarez moved approval. Motion carried.

20. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $47,923.73.

Ryan Chasey moved approval. Motion carried.

21. Approval of Barrett Law Claims in the amount of $11,225.80 for the week of December 8, 2004.

John Suarez moved approval. Motion carried.

22. Approval of General Accounting Claims in the amount of $11,743,601.62 for the week of December 8, 2004.

Ryan Chasey moved approval. Motion carried.

23. Old Business:

24. New Business:

1.) Approval of recommendation from Street Light Engineering for Contract #276-01, *One-Year Extension for Street Light System Maintenance* to American Lighting and Signalization, Inc. Council approval has been requested.

Steve Davis: What you have before you is the extension of the Street Light Maintenance Contract #276-01. This original contract was for a three-year period with a not-to-exceed figure in it with an option for two one-year extensions within the contract. Each one of the bidders did bid an increase per year for each of the three years of the original contract and for the two one year extensions. We are requesting that the contract be extended for one more year through December 31, 2005 with American Lighting and Signalization, Inc. They bid a 2.5% increase for 2005 and that would amount to a not-to-exceed figure of $1,158,577.

Gina Kostoff: Are we also terminating the Banner contract?
Steve Davis: Yes, that contract will expire at the end of this month.
Gina Kostoff: Will we be taking care of that in-house?

Steve Davis: Yes.
Ryan Chasey: Does this contract replace two contracts?
Steve Davis: There were two contracts with the same contractor, but they were bid separately, so we are extending the one and bidding out the other.

John Suarez moved approval. Motion carried.

2.) Approval of Secondary Development Plan for Coldwater Centre located at the southeast corner of Coldwater and Wallen Roads. The development consists of 17.45 acres.

Ryan Chasey moved approval. Motion carried.

Meeting adjourned at 9:38 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
DECEMBER 8, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:40 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Ron Sheppard – Engineering Support Services. Michelle Nelson – Public Works Administration.
Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of December 1, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Change Order #1 & Final between the City of Fort Wayne and All Star Construction & Excavating for Resolution #674-02, *Royal Oaks East Stormwater System Improvements* increasing the original contract price by $55,976.00. Including this Change Order the new contract price will be $248,477.00.

   Ron Sheppard: This Change Order deals with a number of unforeseen items that we had to deal with on this particular project. This is a very flat drainage system, so when we started we ran into the City's traffic engineering street light conduit that runs all the traffic lights on Stellhorn Road. We contracted with All Star to have LSI go in and relocate to bring it down, so we could get across it. In doing so, we added an additional cost of $5,465.00. The day after everything was set, we hit it again. Traffic Engineering had to come back out and recheck it to make sure we didn't nick the wire and we didn't have any failure with that particular line. Just those two items alone make up for $9,000.00 of this Change Order.

   The first hit to the conduit was because it was so shallow and because of its poor location. On the second hit there is some contention whether the City or All Star should have marked it. The City had not located it out in the field. My inspector who is a City employee agreed that it was not located, so I thought it was in the best interest to go ahead and get it taken care of.

   We did get the rest of the pipeline installed. In going up Schmucker Drive we encountered a water main located in the middle of the street, right where we were putting the storm sewer. We shifted the storm sewer over to get some separation, but also in that process, we lost half of the street's stone, so we have additional quantity for backfill.

   All Star constructed the side ditches along Schmucker Drive as called out in the plans, but the property owners immediately called us and said they were too steep. We went back to check them out and agreed with the property owners. We found them to be almost on a one to one slope and way too steep for mowing. The cheapest option we could come up with was to install a 12-inch dual wall pipe on both sides of the street to eliminate the swale and then backfilled with stone and covered with dirt and grass. This added almost $27,000.00 to this project.

   Greg Meszaros: Ron, I know on one of our recent projects we experienced similar sentiment.
   Ron Sheppard: We have talked with the stormwater group about any future projects to make sure they definitely look at the side ditches and the slopes we have to deal with. In fact, on the Royal

Oaks Central, we spoke with Mike Thornson and asked him to look at it to see if we may have any of the same issues on that project. I do not want to go through this Change Order process. I want to have it addressed up front.

Greg Meszaros: Swales are a cost effective means for alleviating drainage problems, but property owners generally do not like swales. We are often conflicted in terms of pipe systems because they are considerably more expensive than swale systems. We will have to figure out when is the appropriate time to use swales.
Ron Sheppard: That is why we contacted Mike right away, so he could review the set of drawings. In creating this swale, we took all the cover off our existing water main. This is a water main system that we have partially replaced in the past. Last year we even had a break out there, so I did not want to take two foot of cover off of it and have it potentially freeze on us.

Greg Meszaros: Ron, who is the design engineer?
Ron Sheppard: Paul A. Cripe
Greg Meszaros: Do you feel they should have done more due diligence out there?
Ron Sheppard: The water main was located on the prints correctly, but they should have investigated the depth further. I definitely feel there should have been more cross sections taken, so we could have had a better view of how steep these ditches were going to be. Obviously, if we would have known there was only about 6 to 8 inches of cover on it, we would not have taken all the dirt off it from the beginning.

Greg Meszaros: Did you pass some of those constructability issues on to Mike?
Ron Sheppard: Yes, we did get Mike involved right away when we first encountered this problem.
Greg Meszaros: Ron, we have had some heavy rains recently, so is it working?
Ron Sheppard: Yes, the property owners have called to say they are pleased. It has been in service since September.

Ron Sheppard: John, in answer to your question to me earlier. We added about a 12-foot run to pick up an existing inlet that was not picked up on the original drawings. One of the property owners had water coming around his house and then stopped short. We went ahead and picked up this inlet and connected to the new storm system.

Ron Sheppard: I would like to publicly thank Dan Cuney who worked on this particular project. He did an excellent job in working with the contractor and property owners to make this work the best we could.

John Suarez moved approval. Motion carried.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Fox Contractors for Construction Contract #2004-ST-02, *Brooklyn Medical*, as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

4. Approval of recommendation from Engineering Support Services to accept the work performed by Strebig Construction, Inc. for Resolution #2004-ST-10, *Rodenbeck Drive South Stormwater Improvements,* as an integral part of the City's stormwater system.

   John Suarez moved approval. Motion carried.

5. Old Business.

6. New Business.

Meeting adjourned at 9:50 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
DECEMBER 15, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez and Marilyn Huth. Ryan Chasey – Absent. Greg Meszaros – Public Works and Utilities. Chuck Bailey - Contract Compliance. Mark Gensic, Matthew Wirtz, Andrew Schipper - Planning and Design Services. Ron Sheppard – Engineering Support Services. Mario Trevino – Transportation Engineering Services. Kristine Degabriele – Law Department. Tom Pallone, Nancy Townsend – Development Services. Dan Brenner – Property Management. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of December 8, 2004.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1685-2004, *Plant 2 Flocculator Drives and Shafts, Phase I.*

BIDDER	BID AMOUNT
A&L Contractors	
Bowen Engineering	
Industrial Piping & Engineering	
Henry P. Thompson Company	
Hydro Power	
Laux-Arnold Electric	
Maddox Industrial	$369,500.00
Mason Engineering	
Phil Rorick Electric Inc.	
R.E. Crosby, Inc.	
U.S. Filter Envirex	
Engineer's Estimate	$336,000.00

3. AWARD: Resolution #1660-2004, *High Service Pumps 11 & 12 Valve Replacement* to Maddox Industrial in the amount of $97,000.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

4. AWARD: Resolution #1717-2004, *General CIPP 2004, Package #3* to Insituform Technologies in the amount of $894,940.00. Contract Compliance concurs with this award. Council approval has been requested.

   John Suarez moved approval. Motion carried.

5. Approval of Resolution #1567-2004, *Northwest Feeder Main, Phase II.*

   Matthew Wirtz: The project before you is a large diameter feeder main that will support the north area of our City. It runs approximately from the Filtration Plant to the Omni Source

property, across from Science Central. The general route for this project will come up Spy Run and go through Lawton Park. It is over 4100 feet of 42-inch main and we hope to start construction next spring and is being advertised this Friday.

Mark Gensic: Matthew has been working with the Park Department on this route. Obviously, there is more than one way to get from Spy Run Avenue over to Clinton. However, we are trying to do it the most cost effective way because there are floodwalls that we have to cross, other utilities, a brand new skate park and a softball diamond in that park area. We have been very sensitive to work with the Parks Department during the planning stage, preliminary design and final design stage. We will be reviewing the project with the Parks Department on Thursday evening. There is some sensitivity with the Kroc proposal and Lawton Park right now, but we want some idea as to whether we stay with this design or be flexible in terms of a new route. We think we have the right route at this point, but we would hate to go through the process of redesigning.

Gina Kostoff: Clearly this project is necessary for the growth of the system and whatever will work best for the Parks Department and the City. If we can arrive at a win-win that's going to be the most benefit.

Greg Meszaros: We have the route worked out and have secured some trail rights as well. We have avoided a lot of trees and it will be underground when it is all over, so as Gina stated, it is a win-win for all concerned.

John Suarez moved approval. Motion carried.

6. Approval of Contract #91-258-6, *Fleet Management Vehicle Wash Bay Renovation* between the City of Fort Wayne and Strebig Construction in the amount of $131,328.00.

John Suarez: Dan, I have a question about the writing on the contract for Article 7 regarding wage scales.
Dan Brenner: In checking with Contract Compliance that clause did not pertain given the amount of the contract, so it was not applicable. The contractor asked if they could delete that clause and checking with Contract Compliance they approved.
Gina Kostoff: So the general policy is that if a project is under $150,000 that the wage scale provision is not applicable, is that correct?
Dan Brenner: Yes.
John Suarez: The only problem with that is if there are any change orders down the road, I want to make sure that they comply if the change orders go beyond $150,000.
Dan Brenner: We will monitor that.
Gina Kostoff: They are required to pay the employees a federal minimum as part of the contract. They are required to comply with every other part of the EBE rider and all other contract compliance requirements.
John Suarez: I have seen it happen before where it goes below the prevailing wage and then there are some changes and they have to go back so, I just want to make sure they get paid the right wages.

John Suarez moved approval. Motion carried.

7. Approval of Contract #1520-2003, *Third Street Lift Station Pump/Motor #2 Replacement* between the City of Fort Wayne and Robert E. Crosby, Inc., in the amount of $197,000.00. Council approval has been requested.

John Suarez moved approval. Motion carried.

8. Approval of Professional Service Agreements between the City of Fort Wayne and Trane, Generex, Inc., Industrial Piping and Engineering, and Havel for the *ITB 2165 – HVAC/Boiler*

Maintenance Contract. The aggregate price for Trane is $9,495.00, for Generex, Inc. is $13,240.00, for Industrial Piping and Engineering is $33,485.00 and for Havel is $100,814.00. The total for all four Service Agreements is $157,034.00. Council approval has been requested.

Dan Brenner: The City's current HVAC/Boiler Maintenance Repair Contracts for its facilities expires at the end of this year. Property Management through the City's Purchasing Department recently bid out these contracts for a two-year period. Of the seven vendors that submitted quotes, these four vendors were the lowest and most responsive bidders. Based on the results of this bid we are asking the Board to approve these contracts.

John Suarez moved approval. Motion carried.

9. Approval of Change Order #1 & Final between the City of Fort Wayne and Garcia Concrete for Contract #7021-04, *IIT-Current Mechanical Improvement, Phase I* increasing the original contract price by $860.86. Including this Change Order the new contract price will be $100,649.86.

Mario Trevino: This project is in the 5th District. This final Change Order involves a trade off from curb face walk to type three curb and a standard walk construction setup. The reason we went to that kind of setup is to allow for tree painting in the park strip area. We opted not to remove some existing railroad tracks and instead we applied more bed coarse material and simply constructed the walk over the tracks area. We used more mulch seeding than anticipated. Tree planting was part of this project, so our own landscape architect changed some of the tree placement. We created an item for stump removal as well. Lastly, we had four days of liquidated damages that we accessed the contractor for not completing the project by the completion date. All the other items were marginally over or under.

John Suarez moved approval. Motion carried.

10. Approval of Change Order #1 between the City of Fort Wayne and Reynolds Inliner, LLC for Contract #87-43-15 (10), *Sewer Inspection and Cleaning Service* increasing the original contract price by $10,750.00. Including this Change Order the new contract price will be $333,272.10.

Ron Sheppard: This Change Order involves locating about twenty-two of our structures that service GM. When they were originally built they were buried in farmer's fields and we need to locate them to finish our televising in that particular line. It just under $500.00 per manhole to locate them and it's just the sheer number that we don't have our own sewer maintenance department do this. It is more cost effective to have a subcontractor, Reynolds Inliner do this work.

John Suarez moved approval. Motion carried.

11. Approval of recommendation from Transportation Engineering Services to accept the work performed by Odle, Inc. for Construction Contract #6974-03, *Calhoun Street Railroad Viaduct Painting* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

12. Approval of recommendation from Transportation Engineering Services to accept the work performed by Wayne Asphalt for Construction Contract #6989-04, *Resurfacing Package 2 – 2004* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

13. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7001-04, *Concord Hill Street Improvements* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

14. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7007-04, *Miscellaneous Construction Package 4B-04* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

15. Approval of recommendation from Transportation Engineering Services to accept the work performed by Newell Construction for Construction Contract #7011-04, *Woodland Lake Street Improvements* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

16. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7019-04, *Miscellaneous Construction Package 5B-04* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

17. Approval of recommendation from Engineering Support Services to accept the work performed by R&C Fence for Contract #1572-2003, *Three Rivers Filtration Plant Security Fence*, as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the work performed by Scheidleman Excavating for Contract #2004-S-12, *Falcon Creek Section VII – Sanitary,* as in integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

19. Approval of Lease Agreement between the City of Fort Wayne and the McMillen Foundation, Inc. for the Police Operations Center located at 1320 E. Creighton Street in the amount of $200,000.00. Council approval has been requested.

Dan Brenner: The City recently reached an agreement to lease the building currently occupied by the Police Department at 1320 E. Creighton Street. The City and the owner, the McMillen Foundation, have agreed to a five-year lease. The lease runs from October 2004 to September 2009. It contains two five-year options to renew clauses and the annual rent is $200,000.00 per year.

Gina Kostoff: Is this for the Police Operation Center and the Garage?
Dan Brenner: Yes.

John Suarez moved approval. Motion carried.

20. Approval of Barrett Law Claims in the amount of $20,704.90 for the week of December 15, 2004.

John Suarez moved approval. Motion carried.

21. Approval of General Accounting Claims in the amount of $7,702,370.47 for the week of December 15, 2004.

John Suarez moved approval. Motion carried.

22. Old Business:

23. New Business: Approval of Water Contract #2004-W-26, *Nelson Hazelett Road Water Main Extension* between the City of Fort Wayne and Stephen and Patricia Nelson to construct a water main system to serve Nelson Hazelett Road. The project is located outside the city. The funding source is private and with Utility Capital.

Nancy Townsend: This contract was brought before the Board several weeks ago however, we were notified of an item cost error at that time. We are bringing it to the Board today for approval. This area is located on the northeast part of town, east of Hazelett Road and south of Rothman Road. It includes the installation of 1100 lineal feet of 8-inch water main and two fire hydrants. It will include a City contribution of just over $3500.00 in order to extend the water main underneath Hazelett Road. We have had interest from adjacent property owners to do a water main and sanitary sewer extension, so this would be an opportunity for us to have it located on the appropriate side of the road.

John Suarez moved approval. Motion carried.

Meeting adjourned at 9:18 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
DECEMBER 15, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:20 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Ron Sheppard – Engineering Support Services. Michelle Nelson – Public Works Administration. Nancy Townsend, Tom Pallone – Development Services. Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of December 8, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Resolution #1723-2004, *Pear Tree Lane Storm Drainage Improvement.*

   Tom Pallone: This project deals with a drainage problem that exists in the neighborhood between Pear Tree Lane and Plum Tree Court in the Springwood Addition. The property owners have had severe drainage problems over the years. The owners have tried to repair this drainage problem themselves by installing a small diameter pipe, which does function, but not adequately. We have proposed to install 340 feet of sewer to tie into an existing inlet approximately 170 feet away from their homes to take care of the drainage problems. I can address any questions you may have.

   Greg Meszaros: I heard you have been recognized by the State of Indiana (IWA) as one of the outstanding collection system individuals of the year, is that true?
   Tom Pallone: That is very true.
   Greg Meszaros: We are very proud of you. They have made an excellent selection. Your many years of service are deeply appreciated. Congratulations to you.
   Tom Pallone: Thank you very much. I appreciate the congratulations and I appreciate the award.

   John Suarez moved approval. Motion carried.

3. Approval of Storm Sewer Contract #2004-ST-15, *Juvenile Justice Center*, between the City of Fort Wayne and Contributor to construct a local storm drainage system to serve the Juvenile Justice Center in the amount of $91,589.66.

   Nancy Townsend: As you know, the Board of Commissioners is improving the Juvenile Justice Center. It will include some significant drainage improvements on the site and have been working with them extensively on this project. The project discharges into the Spy Run Creek, which made it more complicated. They are proposing to install a series of storm sewers, some of which are private and many of which are public. We are recommending paying for some oversizing of the existing storm sewer that will be both relocated and oversized. It will help and improve the upstream problems, as well as rerouting and directing it through to some existing ponds. Overall the improvement will be significant in terms of the area.

   The particular Commissioner, Irving was working with us on this. She was aware of the Spy Run Study and said in the future if anything could be done on that site to improve conditions, they would be very willing to work with us and do what they can. Specifically, we are recommending

the City pay for the oversizing cost of a 24-inch diameter storm sewer to a 48-inch. Based on competitive quotes, that amount would be $38,745.00. The public portion of the storm drainage work is nearly $92,000.00.

Greg Meszaros: Nancy, I know you and your staff worked really hard on this and we appreciate this. Any time we can have the development itself have good drainage upstream and downstream it is a nice combination.

Gina Kostoff moved approval. Motion carried.

4. Approval of Storm Sewer Contract #2004-ST-19, *St. Peter's Senior Apartments,* between the City of Fort Wayne and Finlay Interests 1, LTD. to construct a local storm drainage system to serve St. Peter's Senior Apartments in the amount of $8,108.14.

   Nancy Townsend: This project is located in south central Fort Wayne, near Hanna and St. Martin's. The project will discharge the storm water into the inner city storm sewer. It will include the extension of 166 lineal feet of 12-inch storm sewer and add a structure. The cost estimated to be just over $8100.00. It will be entirely privately funded.

   John Suarez moved approval. Motion carried.

5. Approval of recommendation from Engineering Support Services to accept the work performed by Keller Development, Inc. for Contract #2004-ST-11, *Tyler Terrace Offsite Storm Sewer* as an integral part of the City's storm sewer system.

   Gina Kostoff moved approval. Motion carried.

6. Old Business.

7. New Business.

Meeting adjourned at 9:30 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

JOINT MEETING BETWEEN THE BOARD OF PUBLIC WORKS AND THE BOARD OF STORMWATER MANAGEMENT
MINUTES
DECEMBER 22, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:50 A.M.

GREG MESZAROS, CHAIRMAN – BOARD OF STORMWATER MANAGEMENT
REGINA A. KOSTOFF, MEMBER – BOARD OF PUBLIC WORKS
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Ron Sheppard – Engineering Support Services. Michelle Nelson – Public Works Administration. Nancy Townsend, Tom Pallone – Development Services. Kristine Degabriele – Law Department.

1. Approval of City Utilities' 2005 Annual Budget.

   Len Poehler: I am here seeking approval for the 2005 operating and capital budgets for City Utilities and separately for the Stormwater Utility. Revenues for City Utilities are expected to increase by only 1% from $59.9 million to $60.3 million.

   Water and Wastewater revenues are expected to remain flat in 2005. As you are aware, we have not had a rate increase for water or sewer since 2001. We could get additional revenues from a dry summer, like in 2002. That dry summer was worth about $1 million to a million and a half dollars, primarily because of lawn care.

   Our operating budget expenses for 2005 totaled $40.2 million, slightly less than 2004 budget expenses. This flatness is a little deceiving in that 2004 had large one time consulting fees associated with regulatory deadlines, however, the budget is well constructed and affordable.

   The budget includes several items: a salary and wage allowance of 3% for approved raises, a net staff increase of 5½ people, we added several positions to better handle increased regulatory requirements, strategic analysis and engineering support to reduce our reliance on outside consultants and also, to prepare for our long term control plan and CSO construction type activities and demands. We eliminated over six positions through attrition. The budget also provides adequate resources to respond in known regulatory requirements. It has adequate resources to deliver the 12 billion gallons of drinking water that we produce every year and to collect and process $18 billion gallons of wastewater. It provides resources for a new headworks project, which increases capacity by almost 40%. Also, it has enough resources to manage our $46 million dollar design in capital construction projects.

   The operating budget does not anticipate any significant spending associated with the Aboite annexation. The only new service the utility would be expected to cover is the stormwater service. We expect to be able to handle most of that with our existing staff, though it is still under analysis. Our capital budget is $46.8 million dollars for 2005. This is an increase of over $10 million dollars from 2004. We anticipate most of that funding for that excess to come from the Water Bond approved by the Board earlier this year.
   Other funding is needed for stormwater improvements to reduce the basement backup, etc. that we deal with on a regular basis. We have not completed our analysis yet. In regards to how we

are going to fund that issue with a Revenue Bond or whatever, as soon as we do, we will approach the Board and request the best solution for that. The stormwater revenues are small, approximately $5 million dollars. It is difficult for us to construct a bond scenario that stormwater can afford.

Another thing we need to do and commit to is to have an important focus on cost management using tools such as Six Sigma and LEAN. We have already set a 5% reduction goal for 2006 budget and that we will work with the organization throughout 2005 to prepare ourselves for an effort of that magnitude.

This basically concludes my remarks. I will be happy to address any questions the Board may have at this time.

I do want to comment on the overall budget process. The managers within City Utilities did an excellent job of analyzing the budgets and submitting them. They were well thought out and well crafted. I want to take this opportunity to thank them. With that, I hope you have enough information to approve this budget and we look forward to next year.

Greg Meszaros: Len, I know you have been working and meeting with some of the Board members individually to give them a more specific view of the budget. Just a couple of comments ....we talk a lot about being a capital intensive industry in the utilities and clearly that is continuing a $46 million dollar capital program for 2005.

The capital demands on our engineering group and our systems in general will continue in the future given expansion, regulatory and general rehab. I think we have over a billion dollars of assets in one way or another that we manage across the three utilities. Making those investments each year is going to be a challenge.

On the regulatory side, we often think of regulations in terms of capital programs and that is a big part of it, but we are seeing regulatory pressures on the operating side too. I know personally I have been involved with EPI and IDEM giving us administrative directives to perform daily inspections of CSO outfalls, installing instrumentation on all our outfalls and even our stormwater regulations will start taking off 2005. We have a new wastewater permit for our plant that has been issued. It is the first renewed permit we have had since 1990, so new challenges on that side. I think the Board will see continuing challenges on regulatory for water quality.

Greg Meszaros: Len, you mentioned something about the Water Bond and that was one of the drivers of our capital program. Where are we with the Water Bond in the commission?

Len Poehler: Just two or three days ago I received information it was approved, so we are all set to go. Unfortunately, I did think we were going to get the money in early February, but it looks like late February before we get the money and I think we will be able to pursue some of the projects that will be funded by the bond.

Greg Meszaros: So the commission approval is good and it is just a matter of getting it to the market.
Len Poehler: I was told the market rates are still good and in the 3 to 4% range.
I would like to comment on your regulatory pressures, that's going to be a big challenge for us to manage those costs. We've talked about adding some engineers to help us throughout construction demands that will be necessary to achieve compliance with the EPA direction.

Greg Meszaros: As Len also discussed, we are going to be taking more aggressive steps to control operating costs given the demands on our rate payers. We are going to take everything within our power to continue to be as efficient and effective as we can with our resources. We have been working a lot on other funding sources. Congressman Souder and other representatives have been key in getting some of the funding.

Greg Meszaros: Are there any other specific questions from the Board?

Gina Kostoff: Just a couple of comments: it is noteworthy to bring up that we have been able to keep the budget relatively flat, actually a slight decrease. Len, are you attributing that fact to the way the division has taken a hold of the Six Sigma or Lean projects?

Len Poehler: Actually, last year's budget was a little inflated. We had some regulatory deadlines that we had to meet and some special consultants. I think stormwater had some budget money for that, as well as our long-term control plan needed significant assistance from consultants. So part of our flatness is our efforts with Six Sigma and Lean. I think our culture now is in a cost conscious mode.

Gina Kostoff: I think it is pretty significant that we were able to keep the expenses' side flat and even decrease while seeing a slight increase in revenues. I congratulate you, as well as the other managers in the utility for doing that.

Greg Meszaros: John, do you have any questions?
John Suarez: I just want to echo what Gina just said, congratulations on a good job.

Greg Meszaros: Ryan, this is your first utility budget. Do you feel you had enough time to absorb it all? I know you met with Len individually.
Ryan Chasey: Yes, I met with Len and went over all the specifics, so I feel real comfortable with it. I think you have all done a good job.

Greg Meszaros moved approval for the 2005 City Utility Budgets. Motion carried.

Adjourned at 10:00 a.m.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

BOARD OF STORMWATER MANAGEMENT

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST

Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
DECEMBER 22, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Mark Gensic, Matthew Wirtz, Nathan Baggett, Doug Fasick, Mike Thornson, Justin Brugger - Planning and Design Services. Ron Sheppard – Engineering Support Services. Mario Trevino – Transportation Engineering Services. Kristine Degabriele – Law Department. Tom Pallone, Nancy Townsend – Development Services. Valerie Ahr – Controller's Office. Mary Jane Slaton, Ted Nitza – Water Resources. Kevin Okleshen and Kyle Geise – Technical Services. Len Poehler – City Utilities Administration.

1. Approval of Board of Public Works Minutes from the week of December 15, 2004.

   John Suarez moved approval. Motion carried.

2. AWARD: Resolution #1685-2004, *Plant 2 Flocculator Drives & Shafts, Phase I* to Maddox Industrial Contractors in the amount of $369,500.00. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

3. Approval of Resolution #1617-2004, *Elyetta, Henrietta & Strathmore Water Main Replacement* in the amount of $340,000.00.

   Matthew Wirtz: This is a water main replacement project located in the southwest area of Taylor and Freeman streets. We will be replacing the old cast iron water mains. These water mains have a high main break history and water quality issues with rust. It is the installation of approximately 4,365 feet of new 6 and 8-inch main and about 57 existing water services will be replaced to the customers. We will be bidding it now and construct it in early summer. This is part of the bond we just issued.

   Gina Kostoff: The residents out in that area have been dealing with rusty water complaints for a long time, so it is really good to see this project come to fruition.

   John Suarez moved approval. Motion carried.

4. Approval of Resolution #1652-2004, *Three Rivers Filtration Plant Standby Emergency Generator Facility* in the amount of $4,600,000.00.

   Doug Fasick: The Resolution before you today deals with the design and construction of the emergency generator facility for the Three Rivers Filtration Plant. Fort Wayne relies solely on the Three Rivers Filtration Plant to provide drinking water and fire protection for its citizens therefore, power supply is very critical. The Three Rivers Filtration Plant has two independent substations that feed the power to the facility. They are very reliable, however, the emergency generators are needed in the event of ice storms and any kind of electrical grid blackout, like what occurred in the Cleveland area. Power interruptions of any short duration can cause

problems with the water system, so the addition of the two-2000 KVA diesel engine generators will help avoid potential problems at the plant from service interruptions with the electrical grid. This project is estimated at $4.6 million dollars total for design and construction of a building that will house the generator and necessary electrical switchgear that is needed. Bids plan to go out on January 26th, 2005 with construction taking about 15 months.

Gina Kostoff: So in other words, we currently do not have a backup system for power in case of failure?
Doug Fasick: The backup we have is redundant.
Gina Kostoff: So, this is very much needed for water quality and service to our rate payers.

Mark Gensic: AEP's grid has more than one feed to that substation. In the event one of the lines would be taken out by an ice storm or some other failure, there is a secondary feed. However, we are looking for protection against a greater failure, such as an ice storm, tornado, and/or electrical system failure on the part of the AEP grid.

Ryan Chasey moved approval. Motion carried.

5. Approval of Resolution #1715-2004, *Stellhorn Road and Reed Road Sanitary Sewer Petition Project* in the amount of $42,430.00.

Tom Pallone: This project is to provide sanitary sewer service for five homes on the southeast corner of Stellhorn and Reed Roads. The residents have petitioned for the project. We received quotes on this project and the lowest bidder was TE Incorporated.

John Suarez moved approval. Motion carried.

6. Approval of Reimbursement Resolution #91-360-6 for Fire Stations #18 and #19. The Board of Public Works and Common Council have approved the construction of both fire stations. The financing for this construction cannot be completed until April 2005. This reimbursement resolution is necessary so that CEDIT and/or Cumulative Capital funds can be used for expenses until the financing is in place.

Valerie Ahr: We are asking approval for this reimbursement resolution to use CEDIT and Cumulative Capital funds. The reason for the financing delay is that we are going through the Fort Wayne Municipal Building Corp. This is an added step for going down to the State to do a presentation and since they do not hold meetings in December, we will have to wait until January or February.

Ryan Chasey moved approval. Motion carried.

7. Approval of Resolution #91-360-7 updates the value of the North System of AquaSource for use in the condemnation process. The remonstrance hearing remains proposed for January 12, 2005.

Ted Nitza: The Board approved a resolution earlier this year authorizing City staff to obtain updates to the December 2003 appraisals of the northern sewer and water assets of AquaSource for the use in the condemnation proceedings. The original average of these two appraisals in December 2003 was just over $17.2 million dollars.

The Crowe Chizek and Malcolm Pirnie companies have completed their updates. Both firms have utilized subsequent annual reporting and other publicly available documents to complete their updates. The average of these two updated appraisals is $14,759,500.00 stating a drop in value of slightly more than $2.4 million dollars. The drop is attributed to two factors: 1) growth projections – the projections of these utility assets has decreased. Although the overall growth in the northern area remains healthy, the City of Fort Wayne and Huntertown continue

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to increase their share of the new markets in that area. 2) contributed capital – the appraisals no longer attribute significant value to the assets that were transferred to AquaSource without cost, such as the piping in residential subdivisions. With AquaSource, as well as with the City, developers traditionally contribute these assets to the utility in exchange for the utility providing service to these new areas. Again, the updated appraisals do not assign a significant value for these assets for which AquaSource generally did not pay for in the first place. It should be noted that AquaSource will have an opportunity to offer a Remonstrance to these valuations at the hearing scheduled by this Board on January 12th, 2005. There is no change proposed for the hearing at this time. AquaSource will be presented copies of today's proposed Resolution, if approved by this Board, which includes the updated appraisals for their use in preparing for this hearing. I do recommend approval of this Resolution and can address any questions or comments at this time.

Gina Kostoff: Ted, where are we today with the negotiations with AquaSource?
Ted Nitza: I would still describe the negotiations with AquaSource as ongoing. Although, AquaSource has recently cancelled our most recent session scheduled to discuss this issue. It is important for us to continue to proceed with the condemnation issue, but still allow or be open to negotiations if they wish to participate in that process.

Gina Kostoff: We look forward to hearing AquaSource's comments at the hearing on January 12th.

John Suarez moved approval. Motion carried.

8. Approval of Resolution #91-360-8 starts a pilot program that will examine the sanitary sewer installation process.

Ted Nitza: I do wish to table this issue for a couple of weeks, so the staff may look over final details for the start of this pilot program.

Ryan Chasey moved to table Item #91-360-8. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and the Allen County Economic Development Alliance for economic development assistance and activities that will result in the expansion of the City's economic base and utility system.

Nancy Townsend: This Agreement includes the provision of services for the year 2005. Services generally include performing direct marketing services and economic development activities that will lead to the expansion of our community's economic base, expansion of the utility facilities and the acquisition of new customers. Compensation for services for 2005 will be $75,000.00.

Rob Young: Thank you for the opportunity to be here. I am the President of the Fort Wayne and Allen County Economic Development Alliance. I have certainly enjoyed a good working and formal relationship with the Board of Public Works for about a year and a half. As Nancy said the contract is for marketing of public works services in those areas that you serve, both in the City Fort Wayne and in all of Allen County.

We are the countywide economic development organization as of about four and a half years ago in this community. It is both a unique opportunity, as well as a challenge given that you know better than I we are the largest county by far in terms of land area. We are there to talk about and market the services in direct relationship to the projects that we work on, whether they are attraction efforts or expansion retention efforts with our existing employer base.

I can provide you with some round numbers to talk about our track record to date. Seventy-five projects that we have essentially led in the county in the four plus years that we have been

in existence about 6500 jobs retained and about 2500 jobs attracted to this community. The average salary across those 9000 jobs is north of $36,000 a year. The projected investment across those seventy-five projects is in excess of $250 million dollars.

In 2004, which is the first full year of our contract with Public Works, we have been associated with eight attraction projects and twenty-two retention expansion projects. We greatly appreciate and enjoy our formal relationship with Public Works and look forward to even better numbers in 2005. I would be happy to answer any questions about our activities at this point.

Gina Kostoff: We certainly appreciate all the work the Alliance has done for us. Without your help, we wouldn't be doing as well as we are.

John Suarez moved approval. Motion carried.

10. Approval of Professional Services Agreement between the City of Fort Wayne and HNTB Corporation for the *Filtration Plant Railroad Spur Removal.* Compensation for services performed shall be $10,000.00.

Matthew Wirtz: A month or so ago we requested some investigations for soil issues at the filtration plant around the existing railroad spur tracks. Those investigations are still ongoing, but some of the soils we are looking to remove require some professional service assistance. HNTB was the designer for the emergency generator building and some of the soils are in that area, so we looking to construct an agreement here with HNTB to help with some specification changes and a few minor design changes that could occur with these findings. This contract could be based out over a year or a year and a half.

Ryan Chasey moved approval. Motion carried.

11. Approval of Professional Services Agreement between the City of Fort Wayne and Design Collaborative for the *Filter Backwash Sodium Bisulfite Relocation.* Compensation for services performed shall be $25,000.00.

Mark Gensic: This project is at our Water Filtration Plant. After the water is treated and filtered through our sand filters, occasionally those filters have to be backwashed. The backwash water goes to the retention tank and then it is pumped back through to the treatment process. The chemical we use to de-chlorinate is called sodium bisulfite. It is corrosive and housed in a vault at the filtration plant. We are currently in the process of designing a building to re-house that chemical to create a safer environment for the employees. We do evacuate that area before they go in there and they do have protective equipment. In 2005 we will make a decision when to build it and judge it against some of our other budget priorities. I am happy to report that we are moving forward with a solution to a problem that concerns the safety of our employees at the Water Filtration Plant.

John Suarez moved approval. Motion carried.

12. Approval of Amendment #1 to Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC for *On-Call Plan Review and Permitting Services* increasing the compensation for services performed by $5,000.00.

Nancy Townsend: This is an Amendment #1 and Final to Professional Services Agreement with DLZ Indiana. Through this Amendment we are seeking to increase compensation by $5,000.00 making the contract from $20,000.00 to $25,000.00. This additional amount will cover the services for November, December and January of 2005. Additional funds are necessary primarily due to the increase of sanitary sewer contracts and the necessary State Permit Review. They will provide additional technical support and assistance on some of the more complicated cross-jurisdictional types of development activities. The compensation for this

contract is based hourly and is a not-to-exceed agreement amount. The contract we have now will expire on January 27th, 2005.

Ryan Chasey moved approval. Motion carried.

13. Approval of Amendment #1 to Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC for the *Griswold Lift Station Improvements* decreasing the compensation for services performed by $4,000.00.

Nathan Baggett: This is a cost decrease of $4,000.00 due to an agreed upon decrease in the scope of work. The design will now be focused entirely on creating access to the overflow structure that allows sewage to exit the sewer pipe and enter the wet well of the lift station. This will allow cleaning and televising crews access to the pipe, as well as the wet well for operations and maintenance. The schedule for this project will remain unchanged and the new price for this agreement is a not-to-exceed fee of $14,300.00. I will be happy to answer any questions at this time.

John Suarez moved approval. Motion carried.

14. Approval of Amendment Extension to Professional Services Agreement between the City of Fort Wayne and Jack G. Suter, Consultant in support of the Development Services Department. The contract shall be extended from January 1, 2005 through December 31, 2005 for a not-to-exceed amount of $20,000.00.

Nancy Townsend: This Amendment will extend the existing agreement we have with Jack Suter to the year of 2005. Some of the services in his contract include the assistance to land use projections and projected utility needs for water, sanitary sewer and storm. Also, the implementation of regulations and proposals, edit contracts, resolutions, and City code. The services are provided via the telephone, e-mail, as well as actual on-site work in the office. Per the existing contract, compensation is based on an hourly rate and it is not-to-exceed $20,000.00 for the year. Just to give you an idea of the time involved, the services for 2004 averaged about 4 to 8 hours a week and we have expended $8,000.00 in 2004 on this contract.

Ryan Chasey: Has the performance been satisfactory this year on that contract?
Nancy Townsend: Exceptional.
Ryan Chasey: How many years has this been ongoing?
Nancy Townsend: Jack Suter worked full time for Development Services for City Utilities since 1998 and retired several months ago. Due to his experience and knowledge in this area, we hired him as a consultant to provide these limited services in Development Services. It is a critical function. Right now, we have two program manager positions that are vacant, so the services that Jack provides specifically for the routing and plan review functions are vital.

Greg Meszaros: Jack was the Director of Allen County Planning for twenty years. We brought Jack out of retirement because of extensive knowledge in the area of planning. We are working with Nancy to fill those open positions, but until that is accomplished Jack has played an integral part for us because of his forty years of experience.

Ryan Chasey moved approval. Motion carried.

15. Approval of Sanitary Sewer Contract #2004-S-42, *Communities of Foxwood Internal Collection System* between the City of Fort Wayne and SJ Development and SBB Development Corp. to construct a local sanitary sewer system to serve the Communities of Foxwood. The project is located outside the City and the funding source is private and capital. This contract contains provisions for Waiver of Remonstrance against annexation.

Nancy Townsend: Foxwood is located on the northeast side of town, along Wheelock Road and north of the I-469 interchange. This contract is for the internal collection system, which is the backbone of the Communities of Foxwood. It is the oversized part of the system that is necessary to collect the sewage from all of the smaller diameter 8-inch laterals from all the homes that will be developed there. It includes the extension of over 2200 lineal feet of 10 and 15-inch sewer and 18 manholes. The project does include City contribution for the cost of the oversizing and will allow us to expand the system beyond the Communities of Foxwood to serve more areas. Our share for the oversizing is $39,899.00.

John Suarez moved approval. Motion carried.

16. Approval of Sanitary Sewer Contract #2004-S-44, *9304 Yeager Lane Sanitary* between the City of Fort Wayne and Irmscher Construction Co. to construct a local sanitary sewer to serve 9304 Yeager Lane. The project is located inside the City, privately funded, and is in a green zone.

Nancy Townsend: Yeager Lane is located southwest of Fort Wayne, near Dalman and Smith Roads. It will include the extension of approximately 145 lineal feet of 8-inch sanitary sewer and two manholes to serve this commercial use.

Ryan Chasey moved approval. Motion carried.

17. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7024-04, *Public Sidewalk Curb Ramp Package 6-2003*, increasing the original contract price by $12,499.24. Including this Change Order the new contract price will be $214,454.24.

Mario Trevino: This Change Order is attributed to additional ramps added to the package at the intersection of Oxford and Oliver, Holly and Raymond, Warsaw and Dewald and additional pavement in the Hovelwood addition. The intersections at Oxford and Oliver and at Holly and Raymond were identified by utility as locations with chronic drainage problems, so we included new items such as inlets, 12-inch PVC pipe and separating storm and sanitary sewers to resolve those drainage issues. The corners at Warsaw and Dewald were completed in conjunction with an improvement going on there at the church at that particular corner. While all these added locations increased quantities with ramp construction and pavement construction, we still experienced lower quantities in curb removal and construction, walk and behind the walk construction and topsoil.

John Suarez moved approval. Motion carried.

18. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7026-04, *CANI/FWUL/Library Infrastructure Improvement Phase 2,* decreasing the original contract price by $1,167.00. Including this Change Order the new contract price will be $12,775.00.

Mario Trevino: This project is in the 5th district. We used less walk and curb removal and construction than anticipated and the result is a decreasing Change Order for $1,167.00.

Ryan Chasey moved approval. Motion carried.

19. Approval of Change Order #1 & Final between the City of Fort Wayne and Robbco, Inc. for Contract #04-04, *Restoration of Water Utility Cuts* increasing the original contract price by $21,061.11. Including this Change Order the new contract price will be $182,908.64.

Ron Sheppard: This final change order is for some added water restoration we had to do this year. These were all estimates at the time we did this. We are never sure what streets we will have water breaks on or how big the breaks will be. This represents a 13% increase in the

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original contract, but we still have 88 cuts that we have to move over into the winter backlog. We were not able to get all the work done in the timeframe allowed due to the weather conditions we encountered in November. This does represent a very large area of park strips that were over what we estimated, but you never can tell where the water breaks will be.

John Suarez moved approval. Motion carried.

20. Approval of Change Order #4 & Final between the City of Fort Wayne and Geiger Excavating for Contract #625-01, *Rothman Road Relief Sewer,* increasing the original contract price by $3,101.75. Including this Change Order the new contract price will be $1,190,181.25.

Ron Sheppard: These are final adjusting quantities for this particular project. We had some additional asphalt on Brook Drive, in fact we pretty much destroyed the entire road during construction, so we thought it best to go ahead and resurface the entire road. We also have $15,000.00 in liquidated damages that we are accessing Geiger, due to time overruns we experienced with this project.

Ryan Chasey moved approval. Motion carried.

21. Approval of Change Order #2 & Final between the City of Fort Wayne and Insituform Technologies for Contract #1591-2003, *General CIPP 2003, Phase 1,* decreasing the original contract price by $37,746.50. Including this Change Order the new contract price will be $1,943,672.50.

Ron Sheppard: These are final adjustments for this particular contract. When we start our cured in place contract, we have a reasonably good idea of what we are dealing with. However, sometimes our actual inside diameters are incorrect when we do the pre-televising than when we actually get out in the field, so we may have to change sizes. We had about 800 feet of 24-inch sewer, which is the largest increase in this particular change order, but we did not use the work allowance of $60,000. On the first change order most of this Board did not approve, with the exception of John, was for some additional work about $90,000.00 during the Oakdale project to re-line existing combination sewers.

John Suarez moved approval. Motion carried.

22. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Contract #7016-04, *Miscellaneous Construction Package 3D-04* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

23. Approval of recommendation from Engineering Support Services to accept the work performed by Primco, Inc., for Contract #1579-2003, *St. Joe Dam Repairs, Phase I*, as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

24. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors for Contract #2004-S-20, *North Woodland Heights Sanitary Sewer* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

25. Approval of Barrett Law Claims in the amount of $11,143.23 for the week of December 22, 2004.

John Suarez moved approval. Motion carried.

Note: An error was found by the Barrett Law Department in the Barrett Law Claim Docket. The correct amount for the week of December 22, 2004 should read as $6,605.19.

26. Approval of General Accounting Claims in the amount of $6,844,592.94 for the week of December 22, 2004.

Ryan Chasey moved approval. Motion carried.

27. Presentation of Quality Pavement Award between the City of Fort Wayne and the Project Team of E&B Paving for Resurfacing Package 1-2004.

Mario Trevino: This year as part of one of our resurfacing packages we chose Harrison Street between Washington and Main to improve right ability and add parking spaces as requested by the adjacent vendors. E&B Paving the contractor on the project submitted the project to the Asphalt Pavement Association of Indiana for award consideration.

In November, I was notified the project team had won an award for quality pavement, proper design principles and project management in asphalt pavement construction. Today, it gives me great pleasure to present Kevin Okleshen, the Project Coordinator, and Kyle Geise, the Engineering Technician these awards on behalf of the Asphalt Pavement Association of Indiana and for the City of Fort Wayne.

Gina Kostoff: Kevin and Kyle, congratulations on your hard work and your dedication. It really does the City proud. Thank you very much.

28. Old Business:

29. New Business:

Approval of Partial Release of Escrow received from Hagerman, Inc. for Construction Contract #1512-2003, Camp Scott Phase I, Pumping Facility in the amount of $168,745.98.

Ron Sheppard: Good morning Board, I appreciate your acting on this item. Hagerman has completed the work on this particular pump station and has asked for a partial release of escrow. We are holding some retainage yet for the actual training on this pump station and ONM manuals, but I don't see any reason to hold any retainage above and beyond, so we are asking for the release of this amount to Hagerman.

John Suarez moved approval. Motion carried.

Meeting adjourned at 9:40 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

absent
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
DECEMBER 22, 2004

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:42 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Ron Sheppard – Engineering Support Services. Nancy Townsend, Tom Pallone, Mike Thornson – Development Services. Kristine Degabriele – Law Department. Justin Brugger – Planning and Design Services.

Greg Meszaros: Happy Holidays to everyone! I think we really had a great year and I personally want to extend my gratitude to the Board members, both for Public Works and Stormwater. The demands on our volunteer Boards are large. I know you all take it very seriously. It is often high pressure with neighborhood issues and condemnations. I know you all take work home and do not get paid any more for being on the Board. I just appreciate the voluntary contributions that our Board members give to us and obviously, all our staff too. We have over 500 employees in our Public Works and Utility divisions out there everyday trying to do great things for our community. Altogether I think we deliver a very find service to our community. I just feel good about it and wanted to share it.

1. Approval of Board of Stormwater Management Minutes for the week of December 15, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Resolution #1724-2004, *Eastrowe Street/Eastway Drive Storm Drainage Improvement.*

   Tom Pallone: This project is in the southeast part of Fort Wayne, east of Wayne Trace and south of Oxford. There was a partial storm sewer built there several years ago and this is the extension of that storm sewer. The extension will go all the way up to Oxford basically in the area just south of the Camp Scott area. The project will help the chronic drainage problems for several homes in that area. It includes 1393 lineal feet of 12 to 24-inch pipe. We recommend approval for this extension.

   John Suarez moved approval. Motion carried.

3. Approval of Construction Contract #1531-2003, *N.D. 6 Stormwater Detention Basin* between the City of Fort Wayne and Crosby Excavating in the amount of $269,160.80.

   Gina Kostoff moved approval. Motion carried.

   Greg Meszaros: I'll just note for the Board ...a call by Council approved the transaction for the donation of the land for the detention basin.

4. Approval of Storm Sewer Contract #2004-ST-20, *Fort Wayne Country Club,* between the City of Fort Wayne and the Fort Wayne Country Club to construct a local storm drainage system.

   Mike Thornson: This is another project involving a stormwater detention basin. A few months back we were before you to get an improvement resolution to resolve some drainage problems in

the Club Terrace area, near Covington and Smith Roads. The detention basin would be constructed on the Fort Wayne Country Club property. We thought we had things worked out with them, but of course they are very sensitive about contractors coming onto their property and tearing it up. At the last moment they backed out and expressed to us they would prefer to do the work themselves. We worked out an agreement with them. We took invitational bids and the lowest bid for this contract is $87,645.00. They are ready to go with their portion of the work and the storm sewer improvements to the north that drain into this detention basin are ready to go up for bid within the next month.

Greg Meszaros: Mike, from your perspective is this all good to go? I know we have had good success working with the country club before. I know they feel they can control the scheduling better for the construction and restoration of the golf course when they do the work themselves.
Mike Thornson: Yes. They are very sensitive about the conditions of the golf course for their members. All the storm water has to drain through the golf course, so they will maintain this detention basin probably to a higher standard than we would.
Gina Kostoff: With the country club doing the work themselves, do you anticipate any delays?
Mike Thornson: They have the equipment out there right now.

John Suarez moved approval. Motion carried.

5. Old Business.

6. New Business.

Meeting adjourned at 9:45 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

absent
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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